

RFA No. 1190 of 2022 (O&M); and
RFA No. 1192 of 2022 (O&M)

Neutral Citation No. 2023:PHHC:139167

275 (2 cases)

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

(1) RFA No. 1190 of 2022 (O&M)
Date of Decision: 31.10.2023

Smt. Dhanno (since deceased) through LR's and others

...Appellants

Versus

State of Haryana and others

...Respondents

(2) RFA No. 1192 of 2022 (O&M)

Ranbir alias Randhir and others

...Appellants

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Digvijay Singh Kadian, Advocate and
Mr. Harsh Chopra, Advocate
for the appellants / landowners (in both cases).

Mr. Arun Beniwal, Senior Deputy Advocate General, Haryana

HARKESH MANUJA, J.

CM-3099-CI-2022 in RFA-1190-2022; and
CM-3101-CI-2022 in RFA-1192-2022

Present two applications moved on behalf of the
applicants-appellants, are for condonation of delay of 111 days in
filing the respective appeals.

Upon notice, no reply has been filed.

Accordingly, keeping in view the averments made in the applications, which have gone un-controverted, duly supported by the affidavits, the same are **allowed**. The delay in filing the appeals is condoned.

Applications stand **disposed off**.

MAIN APPEAL(S)

This order shall dispose off present two appeals bearing RFA Nos. 1190 & 1192 of 2022, as the same arise out of common acquisition / award dated 14.11.2019 passed by learned Additional District Judge, Sonapat (hereinafter to be referred as "Reference Court").

[2] The landowners, by instituting the present appeals preferred under Section 54 of the Land Acquisition Act, 1894 (for short "the Act"), are seeking modification of the award dated 14.11.2019 passed by Reference Court for enhancement of compensation amount.

[3] Briefly, the facts are that in pursuance of Haryana Govt. Notification dated 30.06.2010 issued under Section 4 of the Act, followed by Notification dated 29.06.2011 under Section 6 thereof, the total land measuring 347 Kanals 87 acres, including the land of appellants, situated in the revenue estates of Villages Garhi Ujalekhan, Garhi Sarai Namdarkha, Nagar & **Barota**, Tehsil Gohana, District Sonapat, was acquired. The public purpose for acquisition of the land was stated to be Development of Sector-13 residential, Gohana (Sonapat). The Land Acquisition Collector (for short "LAC"), vide Award No. 4, dated 24.06.2013, assessed the market value of

acquired land situated in above villages @ Rs. 40,00,000/- per acre alongwith other statutory benefits.

[4] Dissatisfied with the aforesaid Award, landowners / interested persons filed references under Section 18 of the Act, which were dismissed vide award dated 14.11.2019 by Reference Court.

[5] At the outset, learned State Counsel points out that appeals filed by some landowners stood dismissed by this Court vide judgment dated 22.08.2022, passed in **RFA-785-2020**, titled “***Hari Ram and others Versus State of Haryana and others***”, hence, prayer is for dismissal of the present appeals in terms of said decision.

[6] On the other hand, learned counsel for the appellants is not in a position to controvert the aforesaid factual aspect that the main appeals are covered in terms of judgment of ***Hari Ram and others’ case (supra)***.

[7] I have heard learned counsel for the parties and gone through the paper-book.

[8] From the perusal of records, it is apparent that the present appeals are squarely covered with the judgment of ***Hari Ram and others’ case (supra)***, which are arising out of the same acquisition / Notification dated 30.06.2010 covering the same revenue estates i.e. **Villages** Garhi Ujalekhan, Garhi Sarai Namdarkha, Nagar & **Barota**, Tehsil Gohana, District Sonapat, whereby the appeals filed by the landowners for enhancement of compensation, stood dismissed.

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[9] Accordingly, the present appeals are **dismissed** in terms of decision dated 22.08.2022 passed in case of ***Hari Ram and others (supra)***.

[10] Pending application(s), if any, shall also stand(s) disposed off.

October 31, 2023
‘dk kamra’

(HARKESH MANUJA)
JUDGE

Whether Speaking / Reasoned :	Yes	No
Whether Reportable :	Yes	No