

2024:PHHC:042243

**105-1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

1.RFA-859-2000 (O&M)

State of Haryana and another
.....Appellants

Versus

Rai Singh and others
..Respondents

2.RFA-2692-2000 (O&M)

State of Haryana and another
.....Appellants

Versus

Yash Pal and another
..Respondents

Date of decision: 22.03.2024

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.J.S.Pannu, AAG, Haryana

Mr. Sudhir Aggarwal, Advocate for the respondents
in RFA-859-2000
Mr. Mukul Aggarwal, Advocate for the respondents
in RFA-2692-2000

ANIL KSHETARPAL, J (Oral)

1. With the consent of the learned counsel representing the parties, these two Regular First Appeals shall stand disposed of by this common order.

2. The State of Haryana has filed the appeal against the correctness of the assessment of the market value of the acquired land by the Reference Court vide award dated 16.12.1989. Notification under Section 4 of the Land Acquisition Act, 1984 was issued on 08.3.1989

proposing to acquire 439.25 acres of land in a village Biswa, Tehsil and District Gurgaon, which was followed by notification under Section 6 dated 07.03.1990 and the award No. 15 dated 14.03.1991 was passed by the Collector. The Reference Court has assessed the market value of the acquired land @ 150/- per square yard.

3 Learned counsel representing the parties are *ad idem* that various connected regular first appeals including RFA No. 59 of 1997 have been dismissed on 13.05.1999, which was upheld by the Division Bench in the Letters Patent Appeal. In this case the Reference Court has assessed the market value of the land @ Rs. 150/- per square yard.

4. In view of the aforesaid position, there is no substance in these two appeals. In fact, the matter in issue is covered by the decision of the High Court in RFA No. 59 of 1997 decided on 13.05.1999, which was upheld by the Division Bench in LPA No.1273 of 1999 decided on 28.11.2000.

5. Hence, the present two RFAs are disposed of in the terms of RFA-59-1997.

6. All the pending miscellaneous applications, if any, are also disposed of.

22.03.2024
rekha
Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE