IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

RFA No. 293 of 2019
Decided on : 05.11.2026

General Manager, Northern Railway ...Appellant.

Versus

Ramesh Chand (deceased)
through LRs and others ...Respondents.

Coram
Hon'ble Mr. Justice Romesh Verma, Judge.
Whether approved for reporting?[1]

For the appellant: Mr. Janak Raj, Central Government Counsel.

For the respondents: Mr. N.K.Thakur, Senior Advocate with Mr. Karanveer Singh, Advocate, for respondent Nos. 2 to 7 and for LRs of deceased respondent No.1.

Mr. Diwakar Dev Sharma, Additional Advocate General for respondents No. 8 and 9.

Romesh Verma, Judge(oral)

The instant appeal has been preferred against the judgment passed by the learned Additional District Judge-I, Una, District Una, H.P., dated 5th April, 2018, whereby the Land Reference Petition No. 105/13/2012, under Sections 18 and 30 of the Land Acquisition Act, 1894 was allowed.

2. As per the judgment, the claimants/respondents have been held entitled to the amount of compensation @ of

[1] Whether reporters of Local Papers may be allowed to see the judgment?

₹1,000/- per square metre of land, irrespective of its classification and categorization. Further, the claimants have been held entitled to solatium @ of 30% on the enhanced amount of compensation. Further, the claimants have also been awarded interest/additional compensation @ of 12% per annum on the enhanced amount of compensation under Section 23(1-A) of the Act, w.e.f 24th April, 2009 (Exhibit RW-1/A), the notification under Section 4th to 6th of April, 2010, i.e. date of the announcement of the award by the Land Acquisition Collector (Exhibit RW-1/C).

3. It has also been ordered that the claimants shall also be entitled to interest @ of 9% per annum for one year with effect from 7th April, 2010, and thereafter @ of 15% per annum till the amount of compensation is deposited in the Court.

4. During the course of arguments, it has been jointly contended by the learned counsel for the parties that the *lis* at hand is squarely covered by the judgment passed by a coordinate Bench of this Court in ***RFA No. 316 of 2017***, titiled ***General Manager, Northern Railway vs. Kamla Devi & others along with connected matters***, which came to be decided on 1st November, 2018.

5. It has been contended by the learned counsel for the parties that the issue at hand has been adjudicated and determined in the said RFA, therefore, the judgment which has been passed be made applicable *mutatis mutandis* in the present case also.

6. Consequently, in view of the submissions as made by the learned counsel for the parties, it is ordered that the judgment/findings as returned in ***RFA No. 316 of 2017***, titled ***General Manager, Northern Railway vs. Kamla Devi & others along with connected matters***, shall apply *mutatis mutandis* to the respondents/claimants in the attending facts and circumstances of the case.

7. With these observations, the impugned award is upheld and the appeal is ordered to be dismissed.

(Romesh Verma)
Judge

November 05, 2026
(Nisha)