



RFA Nos.88 of 1996 (O&M) with other connected cases

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

105

1. RFA No.88 of 1996 (O&M)
Date of Decision: 25.02.2026

JOGINDER SINGHAppellant

Vs

STATE OF PUNJAB THROUGH COLLECTOR, LAND ACQUISITION (SYL)
PUNJAB ...Respondent(s)

2. RFA No.89 of 1996 (O&M)
NASIB SINGH AND ORS.Appellants

Vs

STATE OF PUNJAB THROUGH COLLECTOR, LAND ACQUISITION (SYL)
PUNJAB ...Respondent(s)

3. RFA No.90 of 1996 (O&M)
TELUAppellant

Vs

STATE OF PUNJAB THROUGH COLLECTOR, LAND ACQUISITION (SYL)
PUNJAB ...Respondent(s)

4. RFA No.91 of 1996 (O&M)
BALWANT SINGH AND ORS.Appellants

Vs

STATE OF PUNJAB THROUGH COLLECTOR, LAND ACQUISITION (SYL)
PUNJAB ...Respondent(s)

CORAM: *HON'BLE MR. JUSTICE HARKESH MANUJA*

Present: Ms. Ekta Thakur, Advocate
Ms. Kulwinder Kaur, Advocate and
Ms. Ambika Sood, Advocate
for the appellants/landowners.

Mr. Gunjan Mehta, Addl. A.G., Punjab.

HARKESH MANUJA, J. (Oral)

[1]. Vide this common order, the aforementioned Regular First Appeals,
are being decided as all the appeals have arisen out of common acquisition/Award



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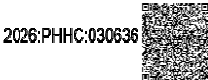
involving identical facts and question of law. For the sake of brevity, facts are being taken from RFA No.88 of 1996.

[2]. By way of present appeal(s), challenge has been laid to the Award dated 25.07.1995 passed by the learned Addl. District Judge, Patiala (hereinafter to be referred as the 'Reference Court').

[3]. Briefly stating, in the present case(s), land measuring 3.67 acres situated within the revenue estate of village Bhatries, Tehsil Rajpura, came to be acquired vide Notifications dated 04.04.1988 and 21.04.1988 issued under Sections 4 & 6 of the Land Acquisition Act, 1894 (for short the '1894 Act') respectively, for the public purpose, namely, for *"construction of the Jansui Canal Minor (Distributory)."* Award under Section 11 of the 1894 Act was passed by the Land Acquisition Collector (for short 'the LAC') on 03.01.1989 for value of land. Later on a supplementary Award dated 21.05.1991 with respect to the grant of damages on account of severance to the land was passed @ 25% of the market value of the acquired land of *Nehri* type for the left over land across the minor and 20% of the market price of the land as per the original award for all other types of land left over by severance on the other side of the canal i.e. towards village side.

[4]. Aggrieved thereof, the appellant(s)/landowner(s) filed objections under Section 18 of the 1894 Act which came to be disposed of by the learned Reference Court vide Award dated 25.07.1995. The relevant paragraph No.12 from the Award is extracted therefrom:-

"12. In the result, the petitioners in all the aforementioned connected land references are awarded the compensation for the severance of land at the rate of 50% of the market value of the land severed land, falling across the canal away from the village abadi, and @ 20% of the market value of the



land for severed land falling on the village side upto the area of 5 acres of land.”

[5]. I have heard learned counsel for the parties and gone through the paper book as well as records of the case(s).

[6]. A perusal of the Award as well as the records reflected that the appellant(s)/landowner(s) have been suitably compensated as against the damages towards severance of their land holdings on account of acquisition in hand carried out for the public purpose, namely, for construction of the Jansui Canal Minor (Distributory). The Award passed by the learned Reference Court is based upon proper appreciation of the pleadings and evidence available on record and the same, thus calls for no interference. Against the severance of land holdings, the appellant(s)/landowner(s) have already been granted 50% of the market value of the land falling across the canal and 20% of the market value for the acquired land falling on the village side upto the area of five acres. No material evidence has been relied upon to establish that the appellant(s)/landowner(s) are entitled for any further enhancement towards the damages of severance.

[7]. In view of above, finding no illegality or perversity with the findings recorded by the learned Reference Court, the impugned award, thus calls for no interference. All the appeals stand dismissed.

[8]. Pending application(s), if any shall also stand disposed of.

February 25, 2026

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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No