



RFA No.892 of 1998 (O&M)

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

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RFA No. 892 of 1998 (O&M)

Date of Decision: 06.02.2026

GRAM PANCHAHAT, DADWANA

.....Appellant

Vs

THE STATE OF HARYANA

...Respondent(s)

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

Present: Mr. Akash Aggarwal, Advocate for
Mr. Rakesh Nagpal, Advocate for the appellant.

Mr. Abhinash Jain, D.A.G., Haryana.

HARKESH MANUJA, J. (Oral)

[1]. By way of present appeal, challenge has been laid to the Award dated 22.11.1997 passed by the learned Addl. District Judge, Kaithal (hereinafter to be referred as the 'Reference Court') whereby market value of the land with respect to acquisition was enhanced to Rs.2,00,000/- per acre.

[2]. Briefly stating, in the present case, land measuring 0.38 acres situated within the revenue estate of village Dadwana, Tehsil and District Kaithal was acquired vide Notifications dated 11.08.1994 published on 06.09.1994 and 05.12.1994 published on 20.12.1994, 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 New Dhand Bye-pass*", followed by an Award passed by the Land Acquisition Collector (for short 'the LAC') on 30.03.1995 thereby determining the market value of the acquired land as Rs.1,00,000/- per acre besides award of all other statutory benefits.

[4]. Aggrieved thereof, the appellant-Gram Panchayat invoked Reference under Section 18 of the 1894 Act, which came to be partly allowed by the learned



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Reference Court vide its award dated 22.11.1997, while assessing the market value @ Rs.2,00,000/- per acre besides awarding all other statutory benefits/interest in its favour under the 1894 Act. Dis-satisfied with the decision of the learned Reference Court, the present appeal was preferred at the instance of appellant-Gram Panchayat seeking further enhancement of compensation.

[5]. I have heard learned counsel for the parties and gone through the paper book as well as records of the case(s). I find substance in the submissions made on behalf of the appellant/landowner.

[6]. A perusal of the impugned award shows that the market value was assessed by the learned Reference Court while relying upon L.A. Case No.99/96 titled '*Neki and others Vs. State of Haryana*' (Ex.P-1) decided on 18.09.1997, whereby the market value was assessed @ Rs.2,20,000/- per acre. It has been submitted on behalf of learned counsel for the appellant that revenue estate of village Dadwana is sandwiched in between revenue estates of villages Dhand and Pabwana, Tehsil and District Kaithal and the said fact has not even been disputed by learned State counsel.

[7]. It is a matter of record that the respondent/State did not challenge the impugned Award dated 22.11.1997 passed by the learned Reference Court. Further, it has been pointed out that the Award dated 18.09.1997 passed in L.A. Case No.99/96 (Ex.P-1) has been modified by this Court vide its decision dated 13.11.2025 passed in RFA No.2070 of 1998 titled '*Nekki Ram (Deceased) through LRs and ors. Vs. State of Haryana*' and the market value stands assessed @ Rs.3,20,000/- per acre as on the date of notification under Section 4 of the 1894 Act published on 06.09.1994.



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[8]. In view thereof, the present appeal is disposed of in the same terms of decision dated 13.11.2025 passed in Nekki Ram (Deceased) through LRs and Ors.’ case (*supra*) and the market value in the present case as well is, thus assessed @ Rs.3,20,000/- per acre in favour of the appellant-Gram Panchayat. In addition, the appellant shall also be entitled for award of all statutory benefits and interest as provided under the provisions of the 1894 Act (amended upto to date). The appellant shall also be entitled for solatium @ 30% besides award of interest thereupon as well.

[9]. Disposed of on the above terms. All pending application(s), if any, shall also stand disposed of.

February 06, 2026
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(HARKESH MANUJA)
JUDGE

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