

In the High Court of Punjab & Haryana at Chandigarh

RFA No. 1919 of 1993 (O&M)

Date of decision : 30.3.2011

The State of Punjab

... Appellant

VS

Mohinder Kaur and others

..... Respondents

Coram: Hon'ble Mr. Justice Rajesh Bindal

Present: Mr. Yatinder Sharma, Deputy Advocate General, Punjab.

Mr. Prem Singh Bhanga, Advocate, for the respondents.

Rajesh Bindal J.

The State of Punjab is in appeal before this Court against the award passed by learned court below seeking reduction of the amount of compensation awarded to the respondents for the acquired land.

Briefly, the facts are that State of Punjab vide notification dated 26.5.1988 issued under Section 4 of the Land Acquisition Act, 1894 (for short, 'the Act') sought to acquire land situated in the revenue estate of Village Madanpur, Hadbast No. 80, Tehsil Rajpura, District Patiala, for construction of Raj Khand Minor. Notification under Section 6 of the Act was issued on 20.8.1988. The Land Acquisition Collector (for short, the Collector) vide award dated 4.1.1990 assessed the market value of the acquired land @ ₹ 25,000/- per acre for chahi, ₹ 20,000/- per acre for dakar and ₹ 15,000/- per acre for gair mumkin kind of land. Feeling dissatisfied with the award of the Collector, the landowners filed objections. On reference under Section 18 of the Act, the learned Court below, assessed the compensation for the acquired land @ ₹ 15,000/- per bigha for chahi, ₹ 7,500/- per bigha for dakar, and ₹ 6,000/- per bigha for gair mumkin kind of land. It is this award which is impugned in the present appeal.

A perusal of the paper-book shows that the amount involved in the present appeal is merely ₹ 4,895.84. Keeping in view that amount involved in the present appeal is quite small and the acquisition having taken place more than 22 years back, I do not find any reason to interfere at this stage.

Accordingly, the present appeal is dismissed.

30.3.2011
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(Rajesh Bindal)
Judge