

Present:- Sarvshri B.S. Billowria and Khushal Singh Rana Advocates Counsel
for applicants
Shri J.P. Singh Govt.Pleader for respondents

The matter is pending with regard to section 30 of Land Acquisition Act. Reference is received under section 30 of Land Acquisition Act as the matter is to be decided by the District Court. The matter pertains to the lands regarding which the civil suit was pending and was decided by the Court of Shri K.K.Kareer which was finally adjudicated upon by the Hon'ble Supreme Court. While the said suit was pending, the names of the owners were not incorporated in few of the khasra number as owner, therefore no notice was served upon them regarding the acquisition of the land. The proceeding for acquisition of the land was initiated which include land comprises in khasra number jointly owned by the owners as well as the share in Shaamlat Deh land. Now the objection has been filed by those in whose favour the matter has been decided by the Hon'ble Supreme Court of India on the ground that there are certain khasra numbers and also land in Shaamlat which has fallen to their ownership regarding which some of the amount was already released and some of the amount is lying deposited in Court which should not be released till the proportionment is decided by the Court.

I have seen the file. Certified copy of the judgments of the Civil court from the Court of Shri K.K.Kareer till the Hon'ble Supreme Court of India, certified copy of the award, certified copy of the notification issued by the Land Acquisition Collector are not placed on record. Therefore, the objectors are directed to file the same on file so that the Court is able to satisfy whether the some of the land which was acquired has also been adjudicated upon by the Civil Court, if so, to what extent and who are entitled to the proportionment qua the compensation already lying deposited. Adjourned to 05.11.2016.

Dated:07.10.2016

(Rakesh Kumar Sharma)
Additional District Judge
Pathankot