

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.6029 OF 2009

HINDUSTAN PETROLEUM CORP. LTD. . . . APPELLANT (S)

VERSUS

STATE OF PUNJAB & ORS. . . . RESPONDENT (S)

O R D E R

1. This appeal is directed against the judgment and order passed by the High Court of Punjab and Haryana at Chandigarh in Letter Patent Appeal No.226 of 2006, dated 19.12.2006.

2. Brief facts: State Government issued a notification under Section 4 of the Land Acquisition Act, 1894 (for short, "the Act") dated 25.06.1996 to acquire land measuring 13 acres 5 kanals 2 marlas in village Suchi, District Jalandhar for the purpose of setting up Petroleum Oil Depot for storing and

distributing various petroleum products in the region. Declaration under Section 6 of the Act was published on 07.01.1997.

3. The Land Acquisition Collector (for short, "the LAC"), determined the compensation payable for the acquired lands at Rs.27,00,000/- per acre, by order dated 06.01.1999.

4. Aggrieved by the aforementioned award, the appellant-herein filed a Writ Petition No.16750 of 1999 before the High Court. The High Court stayed the disbursement of amount beyond Rs.16,00,000/- per acre by order dated 03.12.1999.

5. The claimants, not being satisfied with the compensation so awarded by the LAC, approached the LAC and sought for a reference under Section 18 of the Act to the Reference Court for enhancement in the amount of compensation.

6. The Reference Court, dismissed the petition of the claimants, by order dated 17.01.2003.

7. The appellant amended its Writ Petition No.16750 of 1999 and sought for quashing the award passed by the LAC and the Reference Court. The High Court dismissed the Writ Petition by order dated 06.09.2006.

8. Aggrieved by the aforesaid order, the appellant filed a Letter Patent Appeal No.226 of 2006 before the High Court. The High Court dismissed the appeal by order dated 19.12.2006.

9. Aggrieved by the order so passed by the High Court, the appellant is before us in this appeal.

10. Heard learned counsel for the parties to the *lis*.

11. Having carefully perused the judgment and order passed by the High Court as well as the

Reference Court, and also the documents on record, we find no infirmity in the judgment and order passed by the High Court. We are of the considered opinion that the appeal, being devoid of any merit, deserves to be dismissed and is dismissed accordingly.

Ordered accordingly.

.....CJI.
(H.L. DATTU)

.....J.
(ARUN MISHRA)

NEW DELHI,
NOVEMBER 17, 2015.

ITEM NO.20

COURT NO.1

SECTION IV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No(s). 6029/2009

HINDUSTAN PETROLEUM CORP.LTD.

Appellant(s)

VERSUS

STATE OF PUNJAB & ORS.

Respondent(s)

(interim relief and office report)

WITH

C.A. No. 4691-4699/2012

(with appln. for c/delay in filing substitution application
and substitution)

C.A. No. 3347-3380/2011

C.A. No. 4733-4734/2011

SLP(C) No. 25434-25444/2011

(With Office Report)

Date : 17/11/2015 These matters were called
on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE ARUN MISHRA

For Appellant(s)

Mr. Tushar Mehta, ASG
Mr. Sanjay Kapur, Adv.
Ms. Priyanka Das, Adv.Mr. Nikhil Nayyar, AAG
For Ms. Naresh Bakshi, Adv.Mr. Manoj Swarup, Adv.
Mr. Karan Kapoor, Adv.
Mr. Manik Kapoor, Adv.

Mr. Ritesh Khatri, Adv.
For Respondent(s) Dr. Kailash Chand, Adv.
Mr. Ajay Pal, Adv.
Ms. Naresh Bakshi, Adv.
Mr. Rakesh Dahiya, Adv.
Mr. Tushar Bakshi, Adv.
Mr. Annam D. N. Rao, Adv.
Mr. Anam Venkatesh, Adv.
Ms. Vaishali R., Adv.
Ms. Ankita Chadha, Adv.
Mr. Sudipto Sirca, Adv.
Ms. Neelam Jain, Adv.

UPON hearing the counsel the Court made the following
O R D E R

C.A. No.6029 of 2009

The appeal is dismissed in terms of the signed order.

Pending application(s), if any, stand disposed of.

C.A. Nos. 4691-4699/2012, 3347-3380/2011, 4733-4734/2011 and SLP(C) No. 25434-25444/2011

De-tag and list these matters separately in usual course.

(Neetu Khajuria)
Sr.P.A.

(Viond Kulvi)
Assistant Registrar

(Signed order in C.A. No.6029 of 2009 is placed on the file.)