

IN THE SUPREME COURT OF INDIA  
CIVIL APPELLATE JURISDICTION

I.A.Nos.36-40, 41-45 & 46-50  
IN  
CIVIL APPEAL No.1386 OF 2007

ISHWARI DEVI & ORS.

.....APPELLANTS

VERSUS

STATE OF HARYANA & ANR.

.....RESPONDENTS

O R D E R

These applications have been filed by S/Shri Ma  
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(deceased) through L.Rs. and others, Sita Ram (deceased) through

L.Rs. and others, Jaipal Singh, Ranbir Singh (deceased) through

L.Rs., Shubh Ram, Net Ram (deceased) through L.Rs. and Jai Singh

(deceased) through L.Rs. for issue of a direction to  
the

respondents to pay compensation at the rate of Rs.45/- per square

yard along with consequential benefits in terms of judgment dated

22.7.2010 passed by this Court in C.A. No. 1386/2007.

The land of the applicants situated at Village Shahjahanpur,

Tehsil and District Sonapat, Haryana is said to have be  
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acquired by the Government of Haryana along with other parcels of

land vide notification dated 20.4.1982 issued under Section 4 of

the Land Acquisition Act, 1894, which was followed by  
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declaration issued under Section 6. The Land Acquisition

Collector passed award dated 7.12.1984 and fixed market value of

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the irrigated land at Rs.42,720/- per acre and barani and gair

mumkin land at Rs.21,120/- per acre.

The Reference Court fixed

market value of the entire acquired land at the rate of Rs.25/-

per square yard.

The High Court disposed of the appeals filed by

the landowners by directing the respondents to pay compensation

at the rate of Rs.30/- per square yard with consequential benefits. Some of the landowners challenged the judgment of the High Court by filing special leave petitions, which were allowed by this Court vide judgment dated 22.7.2010 and market value of the acquired land was fixed at the rate of Rs.45/- per square yard.

The applicants, who had not challenged the judgment of the High Court have now filed these applications for grant of higher compensation by asserting that their cases are similar to other landowners, whose appeals were allowed by this Court on 22.7.2010. In the applications, it has been averred that the applicants/their predecessors had requested Shri Subhash Kapur, Advocate to get the special leave petitions filed but he did not do the needful and after his death in 2008, they could not get any intimation about the status of the special leave petitions.

We have heard learned counsel for the applicants and perused the record. In our view, the reasons put forward by the applicants for not filing the special leave petitions cannot be made basis for entertaining their prayer for grant of enhanced compensation. The judgment of the High Court has become final

qua the applicants. Therefore, they cannot, by means of

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interlocutory applications, claim higher compensation. That apart, we find that the applicants have not produced any document to show that their land was acquired and they were paid compensation.

For the reasons stated above, the applications are dismissed.

.....J.  
( G.S.SINGHVI )

.....J.  
( ASOK KUMAR GANGULY )

ITEM NO.2

COURT NO.11

SECTION IV

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

I.A.Nos.36-40, 41-45 &amp; 46-50 IN CIVIL APPEAL NO(s). 1386 OF 2007

ISHWARI DEVI &amp; ORS.

Appellant (s)

VERSUS

STATE OF HARYANA &amp; ANR.

Respondent(s)

(With appln(s) for permission to file appln.for impleadment and directions and office report)

Date: 29/04/2011 These I.As were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Appellant(s)

Dr. Kailash Chand,Adv.

For Respondent(s)

Mr. Bankey Bihari,Adv.

UPON hearing counsel the Court made the following  
O R D E RThe applications are dismissed in terms of the signed  
order.( Satish K.Yadav )  
Court Master( Phoolan Wati Arora )  
Court Master

( Signed order is placed on the file )