

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5323 OF 2013

RATTAN KUMAR

Appellant(s)

VERSUS

STATE OF PUNJAB & ANR.

Respondent(s)

WITH

CIVIL APPEAL NO. 5947 OF 2013

O R D E R

The land stands returned to the land owners in view of Government Notification No. 11/95/14-PJ(4)/876486 dated 16.11.2016 with a further condition that the compensation disbursed shall not be recovered from the land owners. The Notification reads thus :-

**"GOVERNMENT OF PUNJAB
DEPARTMENT OF IRRIGATION
PROJECT BRANCH
NOTIFICATION**

The 16th November, 2016

No.11/95/14-PJ(4)/876486 - As per letter by Cabinet Affairs Branch, Department of General Administration, Govt. of Punjab vide their letter no. 1/323/2016/cabinet/4899 dated 15-11-2016 Punjab Cabinet in its meeting dated 15th Nov 2016 has decided as under :-

"Whereas fertile agricultural land in the State of Punjab was compulsorily acquired, without the consent of the land owners, under the provisions of the Land Acquisition Act, 1894 for an ostensible public purpose, namely the construction of Satluj Yamuna Link Canal Project.

And whereas, the State of Punjab does not have even a drop of spare water to give to any State.

And whereas, the water table in the State of Punjab is constantly depleting.

And whereas, sparing even a drop of water to any other State, under any circumstances, shall be determined to the interest of the State of Punjab and its people.

And whereas, no public purpose is being served or likely to be served by construction of SYL Canal Project.

Whereas, it is expedient and in public interest to rehabilitate the land owners who were divested of their proprietary rights on the land acquired for SYL Canal Project.

Now, therefore, the Council of Ministers decides in public interest that the land acquired for SYL Canal Project which is presently vested in the Punjab Government, free from all encumbrances, stands denotified with immediate effect and shall forthwith vest in the original land owners or their lineal descendants/legal representatives, free of cost."

In view of the said fact, the present appeals to seek enhancement of compensation for the land acquired for the purpose of Satluj-Yamuna Link Canal Project do not survive.

The appeals are, accordingly, dismissed as having become infructuous.

Pending interlocutory application(s), if any,
is/are disposed of.

.....J.
[HEMANT GUPTA]

.....J.
[VIKRAM NATH]

New Delhi;
JULY 26, 2022.

ITEM NO.107 + 108

COURT NO.9

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). 5323/2013

RATTAN KUMAR

Appellant(s)

VERSUS

STATE OF PUNJAB & ANR.

Respondent(s)

with

Civil Appeal No. 5947 Of 2013

Date : 26-07-2022 These appeals were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MR. JUSTICE VIKRAM NATH

For Appellant(s) Mr. Sandeep Jindal, Adv.
Mr. Pradeep Kumar Dwivedi, Adv.
Mr. Satyam Pandey, Adv.
Mr. Raghvendra Upadhyay, Adv.
Mr. Kisalaya Shukla, Adv.
Mr. Sandeep Kumar Dwivedi, Adv.
Mr. Vishweshwar Mishra, Adv.
Ms. Purnima Jain, Adv.
Mr. Awadhesh Chaubey, Adv.
Mr. Om Prakash Vyas, Adv.
Ms. Asha Gopalan Nair, AOR

For Respondent(s) Mr. R. K. Rathore, Adv.

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

The Civil Appeals are dismissed as infructuous in terms of the signed order.

Pending interlocutory application(s), if any, is/are disposed of.

(JAYANT KUMAR ARORA)
ASST. REGISTRAR-CUM-PS

(RENU BALA GAMBHIR)
COURT MASTER

(Signed order is placed on the file)