

ITEM NO.10

COURT NO.11

SECTION IVB

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

Petition(s) for Special Leave to Appeal (Civil)...../2011

(CC 9135-9142/2011)

(From the judgement and order dated 29/09/2010 in RFA No. 1867/2006 & RFA No. 1868/2006 & RFA No. 2854/2006 & RFA No. 2855/2006 & RFA No. 3117/2006 & RFA No. 3118/2006 & RFA No. 3119/2006 and RFA No. 1088/2007 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

JANI @ JAI NARAAIN &amp; ETC.&amp; ORS.

Petitioner(s)

VERSUS

STATE OF HARYANA &amp; ANR

Respondent(s)

(With appln(s) for substitution and permission to file SLP and c/delay in filing substitution appln. and office report)

WITH SLP(C) NO. 15039 of 2011

(With appln.(s) for exemption from filing O.T.)

Date: 05/07/2011 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI

HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr.Bharat Bhushan, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

The application filed by the petitioners for permission to file the special leave petitions is allowed.

Delay condoned.

The application for substitution is allowed.

This petition is directed against the judgment of the learned Single Judge of the Punjab and Haryana High Court, who partly allowed the appeal filed by the petitioners and fixed market value of the acquired land at the rate of Rs.125 per square yard.

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The petitioners' land was acquired for establishing grain and vegetable market in village Dadri, District Bhiwani.

The Land

Acquisition Collector passed award dated 30.08.1999 and fixed market value of the acquired land at the rate of Rs.85/- per square yard. The Reference Court declined the petitioners' prayer for

enhancement of the market value.

The learned Single Judge of the

High Court considered the sale transactions produced by the

petitioners and applied the cut of 50% keeping in view the fact that the sale instances related to small pieces of land measuring 3 marlas and 1 marlas whereas the total area of the acquired land was 26 acres 4 kanals and 13 marlas and fixed market value of the acquired land at the rate of Rs.125/- per square yard.

We have heard learned counsel for the petitioners and perused the record. In our view, the reasons assigned by the learned Single Judge for applying 50% cut do not suffer from any legal error and the impugned judgment does not call for interference under Article 136 of the Constitution.

The special leave petitions are accordingly dismissed.

(Satish K.Yadav)  
Court Master

(Phoolan Wati Arora)  
Court Master