

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 1686-1695 OF 2002

LALA RAM & ORS.

Appellant (s)

VERSUS

STATE OF HARYANA & ORS.

Respondent(s)

(With office report)

Date: 09/08/2011 These Appeals were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE MUKUNDAKAM SHARMA
HON'BLE MR. JUSTICE ANIL R. DAVE

For Appellant(s) Mr. Aditya Vikram, Adv.
Ms. Lalitha Kaushik, Adv.
Dr. Sushil Balwada, Adv.

For Respondent(s) Mr. Manjit Singh, AAG
Mr. Tarjit Singh, Adv.
Mr. Kamal Mohan Gupta, Adv.

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

The appeals are dismissed leaving the parties to bear their
own costs in terms of the signed order.

(DEEPAK MANSUKHANI)
Court Master

(RENU DIWAN)
Court Master

(The signed order is placed on the file)
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(s). 1686-1695 OF 2002

LALA RAM & ORS.

Appellant (s)

VERSUS

STATE OF HARYANA & ORS.

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O R D E R

These appeals are filed by the appellants herein being
aggrieved by the judgment and order passed by the Punjab & Haryana
High Court determining the compensation of the land acquired by the
Government of Haryana.

The land in question was notified under Section 4 of the Land Acquisition Act by issuing a notification on 20.4.1990. The said notification was followed by issuance of a declaration under Section 6 of the Act. Pursuant to the aforesaid notification and declarations issued, an award was pronounced on 23.3.1993 determining the compensation at Rs. 265 per square yard. Being aggrieved by the compensation determined by the Land Acquisition Officer, a reference was filed before the District Judge, who after hearing the parties, by judgment and order passed, enhanced the compensation of the land in question to Rs. 12,82,600/- per square yard irrespective of the nature of the land.

The claimants-appellants herein preferred a regular first appeal to the Punjab and Haryana High Court. The State also preferred a regular first appeal against the order of enhancement by

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the Reference Court. The High Court, by the impugned judgment and order, dismissed the regular first appeal filed by the claimants but proceeded to partly allow the appeal filed by the State and the amount of compensation awarded by the District Judge was reduced to Rs. 10,26,080/- per acre thereby reducing the rate of compensation payable to the claimants by an amount of Rs. 2,56,520/- per acre.

Being aggrieved by the said judgment and order passed, the appellants-claimants filed the present appeals on which we have heard the learned counsel appearing for the parties.

The notification in question was issued on 20.4.1990. By the same notification, some other lands near to the land of the present claimants were also acquired. In those cases also, the Reference Court enhanced the compensation to Rs. 12,82,600/- per acre which was later on reduced by the High Court to Rs. 10,26,080/-. The claimants in those cases also approached this Court by filing special leave petitions which were converted into civil appeals. This Court by

pronouncing the judgment in the case of Bhim Singh and Others Vs.

State of Haryana and another reported in 2003(10) SCC 529 upheld the judgment and order passed by the High Court determining the compensation at Rs. 10,26,080/- per acre. Since compensation for similarly situated land acquired by the same notification and of the same area has already been determined and finalised by this Court at Rs. 10,26,080/- per acre, we find no reason to take a different view than what was taken by this Court in the case of Bhim Singh and Others(supra).

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Therefore, we find no merit in these appeals which are accordingly dismissed but we leave the parties to bear their own costs.

.....J.
(DR. MUKUNDAKAM SHARMA)

.....J.
(ANIL R. DAVE)

NEW DELHI
AUGUST 09, 2011