



**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

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**CM-4603-CI-2021 in/and  
RFA No.5259 of 2013 (O&M)**

**Date of Decision: 08.08.2025**

**Premwati (deceased) through her LRs. and ors.**

**...Appellants**

**Versus**

**State of Haryana & Ors.**

**.....Respondents**

**CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA**

Present: Mr. Amit Gupta, Advocate  
for the applicant-appellants/ landowners.

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**HARKESH MANUJA, J. (ORAL)**

**CM-2685-C1-2022**

Application for impleading LRs of appellant No.1- Premwati is allowed, as prayed for, subject to all just exceptions. The applicants mentioned in the application are ordered to be brought on record as legal representatives of appellant No. 1 (Premwati), to pursue the present appeal.

Amended memo of party is taken on record. Registry to tag the same at appropriate place.

**CM-4603-CI-2021**

This is an application for recalling of the judgment dated 16.09.2015 passed in the main appeal.



2. Notice of the application to non-applicants/ respondents.
3. Mr. Abhinash Jain, DAG, Haryana, who is present in Court, accepts notice on behalf of the respondents.
4. In the present case, in pursuance to Haryana Govt. Notification under Section 4 of the Act issued on 07.02.2008, followed by Notification dated 06.02.2009 under Section 6 thereof, the land, including the land of appellant(s) and other landowners, situated in the revenue estate of Villages Fajjupur Majra Neemka, Bhatola, Neemka, Faridpur, Murtajapur and Badoli/ Baroli, Tehsil & District Faridabad, was acquired. The public purpose for acquisition of the land was stated to be Development & Utilization as residential and commercial of Sectors 76 to 78, Faridabad. The Land Acquisition Collector, Urban Estate, Faridabad, Haryana (for short "LAC"), vide Award dated 27.08.2010, assessed the market value of acquired land @ Rs. 42,00,000/- per acre alongwith other statutory benefits.
5. Aggrieved thereof, the applicants preferred reference under Section 18 of the Land Acquisition Act 1894, for short 'the Act', wherein the Reference Court enhanced the compensation to Rs.1052/- per sq. yards. The said award of the Reference Court was assailed before this Court by way of accompanying Regular First Appeal which came to be disposed of by this Court vide order dated 16.09.2015 in terms of the order passed in RFA-7108-2012 titled as ***Rampal and others Vs. Land Acquisition Collector and anr.***



6. Though the applicants did not assail the order dated 16.09.2015 passed by this Court before the Hon'ble Apex Court, however, other similarly situated landowners availed their remedies before the Hon'ble Supreme Court and the market value with respect to the present acquisition proceedings was finally determined vide judgment dated 14.07.2021 passed in Civil Appeal No. 2903-2021, titled as ***Banwari Lal and another vs. State of Haryana and ors.***

7. Both the learned counsel are *ad idem* that the present appeal is squarely covered with the judgment of ***Banwari Lal's case*** (supra), which is arising out of the same acquisition / Notification dated 07.02.2008 covering the same revenue estate i.e. Villages Fajjupur Majra Neemka, Neemka, Faridpur, Bhatola and Murtajapur Tehsil & District Faridabad, whereby the landowners have been held entitled for the enhanced amount of compensation @ Rs.2509/-, Rs.2186/-, Rs.1778/-, Rs.2396/- and Rs.2376/- per square yard, respectively, along with solatium and other statutory benefits.

8. Based upon the above, applying the principle of parity, besides award of just and fair compensation and also placing reliance upon the judgment rendered by the Hon'ble Apex Court in ***Ningappa Thotappa Angadi (Dead) through LRs Vs. Special Land Acquisition Officer and another, (2020) 19 SCC 599***, the landowners / appellants being similarly situated are held entitled for grant of similar amount of compensation as has been awarded to



other landowners vide judgment dated 13/14.07.2021 in case of **Banwari Lal** (supra), alongwith all other statutory benefits and interest thereupon as provided under the Act, except for the payment of interest between 16.09.2015 i.e. the date of decision of the main appeal till the filing of the present recalling application dated 16.11.2020.

9. In view of the above, the application is allowed and the main appeal is ordered to be restored to its original number and taken up on board today itself.

**MAIN CASE:**

In view of the order passed in CM-4603-CI-2021, the main appeal is disposed of in terms of the judgment dated 14.07.2021 passed in Civil Appeal No. 2903-2021, titled as **Banwari Lal and another vs. State of Haryana and ors.**, but without the payment of interest between 16.09.2015 i.e. the date of decision of the main appeal till the filing of the present recalling application dated 16.11.2020

2. Pending misc. application(s), if any, shall stand(s) disposed off.

**08.08.2025**  
**sanjay**

**(HARKESH MANUJA)**  
**JUDGE**

Whether speaking/reasoned?  
Whether Reportable?

Yes/No  
Yes/No