

2025:PHHC:105007



CM No.1368-CI of 2024 in/and RA-RF No.52 of 2024 in
RFA No.2232 of 2008 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

341-3

CM No.1368-CI-2024 in
RA-RF No.52 of 2024 in
RFA No.2232 of 2008 (O&M)
Date of Decision: 12.08.2025

GURCHARAN SINGH (DECEASED) THROUGH HIS LRS....Appellants
Vs
STATE OF PUNJAB **....Respondent**

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Harsh Manocha, Advocate
for the applicants.

Mr. Gunjan Mehta, Addl. A.G., Punjab.

HARKESH MANUJA, J. (Oral)

CM No.1368-CI of 2024

By way of present application, prayer has been made for condoning the delay of 2300 days in filing the review application.

Learned State counsel submits that he does not intend to file reply to the application.

Concededly, the other similarly situated landowners pertaining to the same acquisition proceedings have already been held entitled for the enhanced amount of compensation pertaining to the land situated in revenue estate of Village Marauli Kalan/Marauli Khurd, Tehsil Kharar, District Roopnagar (now SAS Nagar), to the tune of Rs.10,46,742/- per acre. Based thereupon and applying the principle of parity, besides grant of just and fair compensation, the landowner/applicants being similarly situated are entitled for grant of similar amount of compensation, however, without any payment of interest for the period of delay in filing the present review application. In this regard reliance can be placed upon the decision of Hon'ble Supreme Court in case of **"Ningappa**



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RFA No.2232 of 2008 (O&M)

Thotappa Angadi (Dead) through LRs Versus Special Land Acquisition Officer and Another”, 2020 (19) SCC 599.

In view of the discussion made hereinabove as well as contents of the application, the same is allowed and delay of 2300 days in filing the review application is hereby condoned.

Review Application

1. Prayer in the present application is for review of the order dated 18.01.2016 passed by this Court in RFA No.2232 of 2008, which was decided along with appeal bearing RFA No.2207 of 2008, being partially allowed by enhancing the compensation amount from Rs.6 lakhs to Rs.8 lakhs per acre.

2. Although, the applicants did not challenge the decision dated 18.01.2016, passed by this Court, however, aggrieved thereof, some of the other landowners filed SLP before the Hon’ble Supreme Court of India for enhancement of compensation on the ground that this Court in **RFA-3161-2009**, titled as **“Jasmer Singh vs. State of Punjab”** awarded compensation to the tune of Rs.62,16,415/- per acre for the land of the same villages, whereas the difference between the date of notification is only three months. In the said SLP, the Hon’ble Supreme Court permitted the landowners to approach this Court again by filing review application. Thereafter, the landowners preferred review applications before this Court, which came to be allowed. Later on, the Hon’ble Apex Court vide its order dated 06.12.2017, set aside the judgment passed by this Court in **Jasmer Singh’s** case (supra) and remanded the case back to this Court for fresh hearing. Thereafter, all the cases were reheard and finally decided vide judgment dated 07.12.2019 in RFA-2208-2008.

2025:PHHC:105007



CM No.1368-CI of 2024 in/and RA-RF No.52 of 2024 in
RFA No.2232 of 2008 (O&M)

3. Learned counsel for the parties are *ad idem* that the matter pertaining to the same acquisition/notification relating to the same revenue estate i.e. Village Marauli Kalan/Marauli Khurd, Tehsil Kharar, District Roopnagar (now SAS Nagar) filed at the instance of few other land-owners came up before this Court, which was finally disposed of vide judgment dated 07.12.2019 passed in **RFA-2208-2008 (O&M)**, titled as "**Bhag Singh vs. State of Punjab**". Para 22 thereof being relevant is reproduced hereunder:-

22. *Resultantly, keeping in view the above, this Court is of the opinion that it would be just and appropriate if Rs.10,46,742/- per acre is awarded as the market value for the land of two villages i.e. Marauli Kalan (Mandouli Kalan) and Marauli Khurd (Mandouli Khurd) along with all statutory benefits."*

4. In view of the above as well as agreed stand taken by both the sides, the review application is disposed of in terms of decision dated 07.12.2019 passed in the case of **Bhag Singh** (supra) and the applicants are entitled for similar market value @ Rs.10,46,742/- per acre along with all statutory benefits and interest available under the Land Acquisition (Amendment) Act, 1984. However, the applicants shall not be entitled to interest on the enhanced compensation for the period of delay in filing the review application.

5. Pending application(s), if any, are accordingly disposed of.

August 12, 2025

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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No