

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

**CWP No.22278 of 2012
Decided on : 17.12.2015**

Rakesh Kumar

... Petitioner

Versus

State of Punjab & others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present : Mr.R.S.Manhas, Advocate, for the petitioner.

Ms.Monica Chhiber Sharma, DAG, Punjab.

G.S. Sandhawalia , J. (Oral)

Petitioner seeks the quashing of letter dated 20.06.2012 (Annexure P6) whereby he was informed that 22% of the land of his father was acquired which is less than the criteria laid down under the rehabilitation policy dated 18.11.1993 and that the acquired land was only 7 kanals 3 marlas out of 32 kanals 9 marlas.

Counsel for the State has produced photocopy of an appointment order dated 26.09.1995 whereby Chander Mohan son of Munshi Ram, who is the brother of the petitioner, was offered appointment. The affidavits of Munshi Ram and Chander Mohan have also been placed on record. Said documents are taken on record as Annexure A. A perusal of the affidavit of the father would go on to show that the other son was nominated who got employed in the Ranjit Sagar Dam Project, being an oustee and the claim for employment was foregone on that account.

The benefit of employment is to be given as a concession to rehabilitate the family on account of the forcible acquisition of land. This fact of appointment has not been mentioned in the writ petition. The appointment was given wayback in the year 1995 and a stale claim has, now, been raised by filing the present writ petition on the strength of a decision in CWP No.787 of 2008 titled *Dharam Singh & others Vs. State of Punjab & others*, decided on 26.11.2009, where reconsideration had been directed to a certain set of persons whose claim was not being decided.

In such circumstances, the present writ petition is dismissed on account of concealment of facts.

DECEMBER 17, 2015
sailash

(G.S. SANDHAWALIA)
JUDGE