

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

CWP No.25258 of 2015

Date of decision:3.12.2015

Baljinder Kaur

....Petitioner

VERSUS

Union of India and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HEMANT GUPTA

HON'BLE MRS. JUSTICE RAJ RAHUL GARG

Present: Ms. Anju Arora, Advocate for the petitioner.

HEMANT GUPTA, J.(Oral)

The prayer in the writ petition is for restraining the authorities from payment of the compensation on account of the land acquired to respondent No.5 to 9 as the title dispute between the petitioner and the said respondents is pending before the Civil Court.

A perusal of the plaint (Annexure P-4) shows that the petitioner has filed a suit for declaration claiming ownership over the land in question. The said land includes the land which has since been acquired. The petitioner has filed an application for ad interim injunction which has been decided by learned trial Court on 14.02.2013 whereby the parties were ordered to maintain status quo regarding alienation of the suit land.

Once the parties are before the Civil Court, the question as to whether compensation should be disbursed to the private respondents is a matter which is within the domain of the Civil Court. Therefore, it is open

to the petitioner to file an appropriate application before the learned trial Court to claim the relief as claimed in the present writ petition.

The learned trial Court shall entertain and decide the said application in accordance with law.

The present writ petition is disposed of accordingly.

(HEMANT GUPTA)
JUDGE

DECEMBER 3, 2015
'D. Gulati'

(RAJ RAHUL GARG)
JUDGE