

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

**CWP No.28567 of 2013 (O&M)
Date of decision: 10.08.2015.**

Mahinder Singh and others

.....Petitioners

versus

**Financial Commissioner and Principal Secretary to Government
Haryana, Industries and Commerce Department, Haryana Civil
Secretariat, Chandigarh and others**

.... Respondents

**CORAM : HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MRS. JUSTICE RAJ RAHUL GARG**

Present: Ms. Anita Balyan, Advocate for the petitioners.

Ms. Palika Monga, DAG, Haryana.

Mr. Kamal Sehgal, Advocate for HSIIDC.

Mr. Akashdeep Singh, Advocate for respondent No.7.

HEMANT GUPTA, J.

Challenge in present writ petition is to the acquisition of land measuring 3 kanal 9 malra intended to be acquired vide notification dated 1.4.2010 issued under Section 4 of the Land Acquisition Act, 1894 (for short 'the Act') followed by the declaration dated 4.4.2011 issued under Section 6 of the Act. The challenge is on the ground that the petitioners have constructed shops and houses over the land acquired, therefore, it should not be acquired.

In the additional affidavit dated 9.4.2015 on behalf of the respondents, it has been averred that owners of structures falling in the

alignment of proposed 60 metres wide road and 30 metres wide green belt will be rehabilitated by providing them land in proportion to built up houses and shops near to village abadi released land. Reference is also made to Civil Writ Petition No.10095 of 2013 titled 'Rameshwar & others Vs. FC & PS Haryana & others', which was disposed of on similar statement on 01.05.2014.

In view of the additional affidavit filed and keeping in view the order dated 1.5.2014, the present writ petition stands disposed of in the same terms as the aforesaid writ petition.

(HEMANT GUPTA)
JUDGE

10.08.2015
Manoj Bhutani

(RAJ RAHUL GARG)
JUDGE