

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

**CWP No. 2790 of 2015
Decided on : 14.07.2015**

Smt. Bharpai and others

. . . Petitioners

Versus

State of Haryana and others

. . . Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS. JUSTICE REKHA MITTAL**

PRESENT: Mr. N.S. Panwar, Advocate
for the petitioners.

Mr. Sudeep Mahajan, Addl. AG, Haryana.

Mr. Navdeep Kalair, Advocate for
Mr. Jai Bhagwan, Advocate
for respondent No.3 – HUDA.

AJAY KUMAR MITTAL, J. (Oral)

The claim in this writ petition filed under Articles 226/227 of the Constitution of India, is for re-determination of the compensation under the provisions of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (in short 'the Act of 2013')

2. From the perusal of the writ petition, we find that the award in the present case was announced on 2nd March, 2006. In such a situation, in view of Section 24(1)(b) of the Act of 2013, the question of re-determination does not arise. Faced with this situation, learned counsel for the petitioners states that he be allowed to withdraw the instant writ petition with liberty to the petitioners to file a fresh writ petition seeking benefit of

provisions of Section 24(2) of the Act of 2013, as in respect of the award having been announced on 2nd March, 2006, no compensation has been paid to the petitioners so far and possession of the said land is still with the petitioners.

3. Dismissed as withdrawn. It shall, however, be open to the petitioners to claim benefit under the provisions of Section 24(2) of the Act of 2013, in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

(REKHA MITTAL)
JUDGE

July 14, 2015

J.Ram