

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 6887 of 2015

Date of Decision: 24.4.2015

Savita and another

....Petitioners.

Versus

The State of Haryana and others

...Respondents.

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

PRESENT: Mr. Hardeep Singh Dhillon, Advocate for
Mr. Vikram Singh, Advocate for the petitioners.

AJAY KUMAR MITTAL, J.

1. By way of instant petition filed under Articles 226/227 of the Constitution of India, the petitioners have prayed for issuance of a writ in the nature of certiorari for quashing the notifications dated 23.8.2007 (Annexure P-1) and dated 21.8.2008 (Annexure P-2) issued under Sections 4 and 6 of the Land Acquisition Act, 1894 (in short "the Act") and all subsequent proceedings taken in pursuance thereof and the respondents be directed to release their land measuring 60 square yards as the entire land of other co-sharers have been released out of the same khewat/khatauni in view of the decision of this Court dated 16.9.2013 passed in CWP No. 1173 of 2009.

2. The petitioners impugn the notifications dated 23.8.2007 (Annexure P-1) and dated 21.8.2008 (Annexure P-2) issued under Sections 4 and 6 of the Act to the extent of acquisition of their land measuring 60 square yards bearing khasra No. 68/1 (5-2), 2/11 (2-16),

khasra No. 69/5/1 (8-0) situated in village Safidon, Tehsil Safidon, District Jind. The claim raised in this writ petition has also been set up by the petitioners before respondent No.2 in their representation dated 4.8.2014 (Annexure P-4) which has so far not been decided.

3. Learned counsel for the petitioners states that the petitioners would be satisfied if a direction is issued to decide the said representation in the light of the decision of this Court passed in Civil Writ Petition No. 1173 of 2009 decided on 16.09.2013.

4. In view of the submissions made by learned counsel for the petitioners, we dispose of this writ petition with a direction to respondent No.2 to decide the representation dated 4.8.2014 (Annexure P-4) within a period of two months from the date of receipt of copy of this order after affording an opportunity of hearing to the petitioners by passing a speaking order in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

April 24, 2015
gbs

(REKHA MITTAL)
JUDGE