

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

CWP No. 8333 of 2014

Date of Decision:-30.04.2015

Ajaib Singh and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL.
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU.

Present:- Mr. Ajay Pal Singh, Advocate
for the petitioners.

Mr. Gaurav Garg Dhuriwala, DAG Punjab.

Mr. R.S. Modi, Advocate
for respondent No. 4.

SATISH KUMAR MITTAL, J.(Oral)

In the present petition, the petitioners have challenged the notification dated 15.5.2006 (Annexure-P1) vide which respondent No.4 had acquired 17 acres 5 kanal 5 marlas of land situated at Sangrur and also for quashing of the subsequent notification issued under Section 36 of the Punjab Town Improvement Act, 1922, as well as the award made by the Land Acquisition Collector, on 9.5.2008, (Annexure-P11). The said award has become final upto the Hon'ble Supreme Court.

Faced with this difficulty that the petitioners cannot challenge the earlier award which had become final upto the Hon'ble Supreme Court, learned counsel for the petitioners contends that now some new right has been accrued to the petitioners under the new Act

i.e. The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, therefore, the petitioners may be permitted to withdraw the present petition with liberty to file separate petition on the cause of action accrued to them under the new Act.

Counsel for the respondents have no objection.

Dismissed as withdrawn with the aforesaid liberty.

**(SATISH KUMAR MITTAL)
JUDGE**

30.04.2015
reema

**(HARINDER SINGH SIDHU)
JUDGE**