

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

FAO No.1600 of 2015 (O&M)

Date of decision : 18.12.2015

NHAI

...Appellant

Versus

State of Punjab and ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

1. Whether reporters of local newspapers may be allowed to see judgment ?
2. To be referred to reporters or not ?
3. Whether the judgment should be reported in the Digest ?

Present: Mr. R.S. Madan, Advocate for appellant.

Mr. R.K. Dhiman, Advocate for
respondent Nos.643 to 645, 648 and 1081.

Mr. Ashok Kumar, Advocate for respondent no.161.

Mr. Umesh Kumar Kanwar, Advocate
for respondent Nos.268 and 271.

Mr. Sherry K. Singla, Advocate
for respondent Nos.1076 and 1090.

Mr. Manjit Singh, Advocate
for respondent Nos.1077 and 1078.

Mr. Sandeep Singh Sangwan, Advocate
for respondent No.573

Mr. Dhirinder Chopra, Advocate
for respondent Nos.719, 811 and 838.

Mr. Piyush Bansal, DAG, Punjab.

AMIT RAWAL, J. (Oral)

It has been brought to the notice of this Court that this Court vide order dated 04.12.2015 has already set aside the order passed by the Arbitrator and as well as Adjudicating Authority and referred the matter to Adjudicating Authority for deciding the controversy afresh in terms of ratio decidendi culled out by Hon'ble Division Bench of this Court in *M/s Golden Iron and Steel Forging Vs. Union of India and ors., 2011(4) RCR (Civil) 375*. The appellants are also aggrieved of non-grant of solatium and other statutory benefits.

Keeping in view the aforementioned facts, present appeal is allowed. Order of the Arbitrator and as well as of Adjudicating Authority is set aside.

The matter is remitted back to the Adjudicating Authority to decide the claim of the appellants-land owners afresh.

Parties are directed to appear before the Courts below on 21.12.2015.

It is made clear that land-owners/appellants shall be entitled to all possible reliefs with regard to all other aspects.

18.12.2015

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**(AMIT RAWAL)
JUDGE**