

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 21795 of 2015

Date of decision: 12.04.2016

Mahender Singh

..... Petitioner

Vs.

State of Haryana and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MRS JUSTICE RAJ RAHUL GARG

Present: Mr. Amit Chaudhary, Advocate
for the petitioner.
Mr. Saurabh Mago, AAG, Haryana.

AJAY KUMAR MITTAL,J.(ORAL)

The petitioner has approached this Court under Articles 226/227 of Constitution of India seeking a writ of mandamus directing the respondents to consider his case and to release the compensation amount along with the interest in lieu of his land acquired by the respondents for building (widening four laning) of National Highways NH-10.

2. Learned counsel for the petitioner submitted that though a representation (Annexure P4) has been filed with the Deputy Commissioner, Fatehabad, seeking relief as sought to be claimed in the writ petition. However, the competent authority who is to release the amount of compensation is respondent No.3-District Revenue Officer-cum-Competent Authority of Land Acquisition Fatehabad, District, Fatehabad. Learned counsel prays that he may be allowed to withdraw the present writ petition with liberty to the petitioner to file a detailed and comprehensive representation before District Revenue Officer-cum-Competent Authority of Land Acquisition Fatehabad, District, Fatehabad.- Respondent No.3. laying the claim of payment of compensation amount to respondent No.3 within one month and a time bound direction be issued to respondent No.3 to decide the same.

3. In view of the above, the present writ petition is dismissed as withdrawn. It is, however, directed that if any such representation is filed by the petitioner within a period of 1 month from the date of receipt of certified copy of the order, the same shall be decided by respondent No.3 in accordance with law within a period of 2 months from the date of receipt of the said representation by passing a speaking order and after affording an opportunity of hearing to the petitioner. It is, further directed that in case the petitioner is found entitled to the amount of compensation, the same shall be released to him within the next 1 month, in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

(RAJ RAHUL GARG)
JUDGE

12.04.2016.
smriti