

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

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**Civil Writ Petition No.26815 of 2016
Date of decision: December 22, 2016**

Manmohan Singh Kang

....Petitioner

versus

State of Punjab and another

....Respondents

***CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN***

Present: Mr. Manmohan Singh Kang, Petitioner in-person.

AJAY KUMAR MITTAL, J. (Oral)

1. In the present writ petition filed under Articles 226/227 of the Constitution of India, the petitioner seeks a writ of mandamus directing the respondents to decide representation filed by him on 28.07.2016 (**Annexure P-3**) which was followed by reminder dated 28.09.2016 (**Annexure P-5**) and to determine and pay the compensation under the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (in short 'the Act') in respect of the land situated in village Bassi Purani as per *Jamabandi* (Annexure P-1).

2. The petitioner, while appearing in person submitted that for the relief claimed in the writ petition, he has moved a representation dated 28.07.2016 (**Annexure P-3**) and a reminder thereto dated 28.09.2016 (**Annexure P-5**) to the respondents, but no decision has so far been taken thereon

and no compensation has been paid to him in respect of the land

situated in village Bassi Purani. The petitioner prayed that a direction be issued to the respondents to decide the same in a time bound manner after affording an opportunity of hearing to him in accordance with law and in case, he is found to be entitled for the relief, the same be released to him.

3. After hearing the petitioner, perusing the present petition and without expressing any opinion on the merits of the controversy, we dispose of the present petition at this stage by directing respondent No.2 to take a decision on representation dated 28.07.2016 and reminder dated 28.09.2016 (**Annexures P-3 and P-5** respectively), in accordance with law by passing a speaking order and after affording an opportunity of hearing to the petitioner within a period of three months from the date of receipt of certified copy of the order. It is further directed that in case, the petitioner is found entitled to any compensation by virtue of the order that may be passed by respondent No.2 on his representation, the same shall be released to him within next two months in accordance with law.

(AJAY KUMAR MITTAL)
JUDGE

(RAMENDRA JAIN)
JUDGE

December 22, 2016
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Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No