

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.329 of 2015

Date of Decision: 28.11.2016

Satish Kumar & Ors.

... Petitioners

VS.

State of Haryana & Ors.

... Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR.JUSTICE SUDIP AHLUWALIA**

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| 1. Whether speaking/reasoned? | Yes / No |
| 2. Whether reportable? | Yes / No |
| 3. Whether Reporters of local papers may be allowed to see the judgment? | Yes / No |
| 4. To be referred to the Reporters or not? | Yes / No |
| 5. Whether the judgment should be reported in the Digest? | Yes / No |

Present: Mr. Vikram Singh, Advocate for the petitioners

Mr. Ravi Dutt Sharma, DAG Haryana

Ms. Gitanjali, Advocate for
Mr. Raman B Garg, Advocate for HUDA

SURYA KANT, J. (Oral)

(1) The petitioners have questioned the notifications dated 23.08.2007 and 21.08.2008 issued under Sections 4&6 of the Land Acquisition Act, 1894 vide which their land measuring 45x115' on which godown is said to have been constructed, has been acquired.

(2) In view of the fact that the petitioners have unconditionally received the compensation and thereafter filed reference under Section 18 of the 1894 Act, which has also been decided, they cannot be permitted to question the acquisition at this stage. The other ground for rejection of their claim is that the acquisition has been made for the residential Sector and admittedly the construction raised by them is non-residential, namely, a godown.

(3) Dismissed.

**(Surya Kant)
Judge**

28.11.2016

vishal shonkar

**(Sudip Ahluwalia)
Judge**