

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

COCP No.1704 of 2016

Date of Decision: 08.12.2017

Smt. Kitab Kaur and others

....Petitioners

Versus

Vikas Gupta and another

....Respondents

BEFORE :- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Ajay Jain, Advocate
for the petitioners.

Mr. P.S. Chauhan, Advocate
for the respondents.

DAYA CHAUDHARY, J. (ORAL)

Admittedly, the land of the petitioners has been acquired for construction of road. Petitioners were not allotted plot only on the ground that it was used for construction of road, whereas, the road is also for the purpose of plots. Even the petitioners are ready to accept the plot in another sector and it cannot be said that the plots are not available but the dispute is of the rates as the land was acquired in the year while issuing notification under Section 4 of the Land Acquisition Act on 06.09.2012 and notification under Section 6 was issued on 04.07.2013. Possession of the petitioners was handed over to the respondents on 13.12.2013.

Respondents are directed to allot plots to the petitioners in some other sector at the rate which was prevalent at the time of handing over the possession. The necessary exercise be done within a period of two

months from today.

However, in case, the order passed by this Court is not complied with within a period of two months, the petitioners are at liberty to move an application for revival of contempt petition.

The petition is disposed of accordingly.

However, the petitioners and respondents are directed to be present in the Court on the date of listing the application.

08.12.2017
gurpreet

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No