

CR Nos.7418, 7583, 7584, 7585, 7586, 7587
7588, 7589, 7590, 7591, 7592 of 2017

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

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CR No.7418 of 2017
Date of Decision:08.11.2017

Ram Dass and others ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CR No.7583 of 2017

Lalu Ram and another ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CR No.7584 of 2017

Bhagwan Dass and another ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CR No.7585 of 2017

Nikku Ram and others ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CR No. 7586 of 2017

Harpreet Singh and others ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CR Nos.7418, 7583, 7584, 7585, 7586, 7587
7588, 7589, 7590, 7591, 7592 of 2017

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CR No.7587 of 2017

Garu Ram and others ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CR No. 7588 of 2017

Suresh and others ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CR No.7589 of 2017

Bhagwan Dass and others ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CR No. 7590 of 2017

Harpal Singh and others ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CR No. 7591 of 2017

Kulwant and others ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CR No.7592 of 2017

Sundran Bai and others ...Petitioners

Versus

State of Punjab through Collector Patiala and others ...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Tarunveer Vashist, Advocate
for the petitioners.

Mr. Pawan Sharda, Senior DAG, Punjab.

ANIL KSHETARPAL, J.(Oral)

This order shall dispose of CR Nos.7583, 7584, 7585, 7586, 7587, 7588, 7589, 7590, 7591, 7592 of 2017.

Petitioners before this Court are persons whose land was compulsory acquired by the State of Punjab. It is not in dispute that market value of the land payable has been finally determined by this Court and no further appeal or revision is pending.

Learned counsel for the State of Punjab has very fairly submitted that Petition for Special Leave i.e. SLP (Civil Nos.6671 to 6695 of 2017) filed by the State of Punjab have been dismissed by the Hon'ble Supreme Court of India on 03.04.2017.

Learned Executing Court has directed disbursement of the payment under the orders of the Court subject to furnishing indemnity bonds with one surety. Once the amount of compensation has become final, which fact not disputed before me, the Executing Court ought to have released the amount in favour of persons, who had lost their land without putting them to any condition. Such persons cannot be bound down to furnish indemnity bond with one surety of like amount before the payment which is due and payable. Once the amount of compensation has become final and there is no appeal or revision, the condition imposed by the learned Additional District Judge for disbursement of the amount to which

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petitioners are entitled to, is wholly uncalled for.

In view of the same, the revision petitions are allowed and the order under challenge is set aside only to the extent referred above. Learned Executing Court shall take steps to disburse the amount to the land owners.

08.11.2017
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(ANIL KSHETARPAL)
JUDGE

Whether Speaking/Reasoned: Yes
Whether Reportable : No