

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

CWP No.2081 of 2010 (O&M)

Date of Decision:- 24.07.2017

Sohan Lal

... Petitioner

Versus

State of Haryana and others

... Respondents

**CORAM: Hon'ble Mr. Justice Rajesh Bindal
Hon'ble Mr. Justice Gurvinder Singh Gill**

Present:- Mr. Sandeep Kumar Yadav, Advocate, for the petitioner.

Mr. Ankur Mittal, Addl. A.G., Haryana

Mr. Sanjay Vij, Advocate, for respondent No.6

Rajesh Bindal, J.

The petitioner has filed the present petition challenging acquisition of land. Notifications under Sections 4 and 6 of the Land Acquisition Act, 1894 (for short 'the 1894 Act') were issued on 23.2.2007 and 20.2.2008, respectively. Writ petition was filed in this Court in February, 2010.

The definite stand taken by the learned counsel for the State is that the official record shows that the petitioner entered into a collaboration Agreement with respondent No. 6 on 6.10.2008 and in terms of which he applied for grant of licence to develop the area as a residential colony. Even the licence was granted on 28.8.2009. Still the writ petition was filed in this Court in February, 2010 concealing the aforesaid material facts. He further submitted that even the award of the land, finally acquired by the State, was

announced by the Land Acquisition Collector on 19.2.2010 and the land owned by the petitioner was not included therein as the same was not finally acquired. The petitioner, having being permitted, developed his land as a residential colony in collaboration with respondent No. 6.

The petitioner has challenged the acquisition pertaining to Khasra No.46//10.

Learned counsel for the State while referring to the aforesaid factual matrix argued that the present petition deserves to be dismissed. The learned counsel for the petitioner could not dispute the aforesaid factual position.

Considering the aforesaid facts, the petition deserves to be dismissed with cost of ₹ 10,000/-. Ordered accordingly. Let the same be deposited with the Registry of this Court within two months.

(Rajesh Bindal)
Judge

July 24, 2017
kamal

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No