

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

**CWP No. 10179 of 2017 (O&M)
Date of decision: 5.12.2017**

International Institute of Telecom Technology

.....Petitioner

Versus

Government of India and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE ARUN PALLI

Present : Mr. Anish Garg, Advocate
for the petitioner.

Mr. R.S. Madan, Advocate
for respondent No.2.

Mr. Jagmohan Ghuman, DAG, Punjab
for respondent No.3.

ARUN PALLI, J. (Oral)

CM No. 10396-CI-2017

Allowed as prayed for.

CWP No. 10179 of 2017

Concededly, compensation awarded by the competent authority to the petitioner-claimant has since been enhanced by the Arbitrator, appointed under Section Section 3G (5) of the National Highways Act, 1956. It is not disputed either that the arbitral award dated 23.12.2016 (Annexure P-2), rendered by the Arbitrator, has since attained finality. The limited grievance that the petitioner has is that although a considerable time has elapsed but the enhanced compensation, in terms of the award dated 23.12.2016 (Annexure P-2), has still not been disbursed by the respondents.

-2-

Faced with this, learned State counsel submits that as directed by the Arbitrator vide award dated 23.12.2016 (Annexure P-2), respondent No. 3, i.e. the competent authority, is required to verify the ownership/share of the petitioner viz-a-viz the acquired land and after the necessary formalities are complied with, respondent No.3 will furnish a calculation sheet to the authorities within a period of four weeks, for disbursal of the compensation.

Mr. R.S. Madan, learned counsel for respondent No.2, submits that on receipt of the calculation sheet from the competent authority, the authorities, at best, would require a further six weeks to release the requisite amount to the petitioner. He submits that let the petitioner also furnish its account details in the meanwhile to facilitate the process.

In the wake of the statements made by learned counsel for the respondents, learned counsel for the petitioner submits that nothing substantive survives in the present petition and the same be disposed of as having become infructuous. Needless to assert that this order shall not be cited as a precedent to seek execution of arbitral awards rendered by the Arbitrator.

5.12.2017
AK Sharma

(ARUN PALLI)
JUDGE

Whether speaking/reasoned Yes/No
Whether reportable: Yes/No