

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

**CWP No.21771 of 2012 (O&M)
Date of Decision:-August 24, 2017**

Justice R.K. Mahajan and others

.....Petitioners

Versus

The Pathankot Improvement Trust and others

.....Respondents

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

Present : Mr. Jagvinder Singh Santwal, Advocate for the petitioners.

Mr. S.C. Pathela, Advocate for the Improvement Trust.

Ms. Anju Arora, Additional Advocate General, Punjab.

Rajesh Bindal J:

CM No.3176-CWP of 2015

The claim sought to be raised by the applicants/petitioners in the present application is that the acquisition of land in case in hand carried out in terms of provisions of Punjab Town Improvement Act, 1922 has lapsed in view of Section 24(2) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

Learned counsel for the parties do not dispute the fact that there is no merit in the present application in view of the order passed by this Court in CWP No.7134 of 2014-Inderjit Sehajpaul and others versus State of Punjab and others decided on 1.8.2017, where identical claim made by the petitioners therein was rejected.

Application is accordingly dismissed.

CWP No.21771 of 2012

Prayer in the present petition is for a direction to the respondents to decide the representation filed by the petitioners dated 21.2.2011 and also to frame policy in terms of directions issued by this Court vide order dated 1.10.2010 passed in LPA No.229 of 2006-Justice R.K. Mahajan (Retired) versus State of Punjab and others.

Learned counsel for the improvement trust did not dispute the fact that matter has not been finally decided in terms of the order passed by this Court in Justice R.K. Mahajan's case (supra). From the facts as noticed above, it is clear that about seven years are going to be passed but the order passed by this Court has not been complied with.

Considering the aforesaid facts, in our opinion, the present petition can be disposed of with a direction to the respondents to take a final decision in terms of the order passed in Justice R.K. Mahajan's case (supra), within a period of six months from date of receipt of copy of this order.

Ordered accordingly.

(Rajesh Bindal)
Judge

August 24, 2017

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No