

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 12372 of 2017 O&M)
Date of decision: 6.7.2017

M/s Ajay Aggarwal Projects LLP and another

.. Petitioners

v.

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Aashish Chopra, Advocate for the petitioners.

...

Rajesh Bindal J.

The petitioners have filed the present petition challenging the Revised Layout Plan prepared on 12.9.2014 claiming the same to be inconsistent with Final Development Plan for Gurugram-Manesar-Urban-Complex-2031-AD.

The land owned by the petitioners was acquired by the State, vide notification dated 27.9.2005, issued under Section 4 of the Land Acquisition Act, 1894. The acquisition was challenged by the petitioners by filing CWP No. 2524 of 2017 raising various pleas. Notice of motion was issued, however, no interim stay was granted by this court. The order was challenged by the petitioners before Hon'ble the Supreme Court, where Special Leave Petition was dismissed.

Now another route is sought to be adopted to scuttle the

development in the area. The area in question is sought to be utilised for carving out a road for easing out rapidly increasing traffic in Gurugram. There had been earlier rounds of litigation where the petitioners sought to scuttle the acquisition by claiming that they should be granted change of land use permission but they did not succeed even in that. The land of the petitioners is part of the large chunk of acquisition of more than 455 acres of land. The development for the entire area is in progress except on some portion of the land owned by the petitioners. The entire project cannot be scuttled when the land already stands acquired.

For the reasons mentioned above, we do not find any merit in the present petition. Accordingly, the same is dismissed.

(Rajesh Bindal)
Judge

(Gurvinder Singh Gill)
Judge

6.7.2017
mk

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