

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

**CWP No.16178 of 2017 (O&M)
Date of Decision:-July 25, 2017**

Anil Raghav and othersPetitioners
Versus

State of Haryana and othersRespondents

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

Present : Mr. Abhimanyu Singh Tanwar, Advocate for the petitioners.

Rajesh Bindal J:

Present petition has been filed seeking benefit of Section 24(2) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (for short “the 2013 Act”). The claim is that the award having been passed more than five years prior to the filing of the petition on 24.11.2009, the acquisition proceedings lapsed. After hearing learned counsel for the petitioners, we find that the arguments to be totally misconceived. Period of five years has to be taken upto the date when the 2013 Act came into force i.e. 1.1.2014. The award in the present case having been passed by the Collector on 24.11.2009, period of five years has not elapsed by that time. Hence, provisions of Section 24(2) of the 2013 Act cannot be invoked.

The petition is dismissed accordingly.

**(Rajesh Bindal)
Judge**

**(Gurvinder Singh Gill)
Judge**

July 25, 2017
pankaj

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No