

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 20901 of 2016 (O&M)
Date of decision: 20.2.2017

Ashok Kumar

.. Petitioner

v.

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. V. B. Aggarwal, Advocate for the petitioner.
Mr. Ankur Mittal, Addl. Advocate General, Haryana.

...

Rajesh Bindal J.

The only grievance of the petitioner is that the matter regarding re-determination of compensation on account of acquisition of land is required to be referred to the court under Section 28-A of the Land Acquisition Act, 1894 (for short, 'the Act').

Though the petitioner has been awarded the compensation by Land Acquisition Collector vide award dated 7.5.2014 in terms of the award of the Reference Court, however, subsequently the compensation for same acquisition was enhanced by this Court in RFA No. 3356 of 2010—State of Haryana and another v. Santokh Singh and others, decided on 5.5.2016, and

the petitioner sought re-determination by invoking jurisdiction under Section 28-A(3) of the Act.

Learned counsel for the State submitted that applications (Annexures P-5 and P-6), as have been annexed with the petition, were not received in the office. Learned counsel for the petitioner sought to dispute the same by producing receipt of despatch from a private courier company.

Be that as it may, the case set up by the petitioner is that he had filed applications, whereas the respondents dispute the receipt thereof. The petitioner shall be at liberty to submit fresh copies of the applications in the office of respondent No. 2 within two weeks. After receipt of the applications in the office of respondent No. 2, needful shall be done in terms of the provisions of Section 28-A(3) of the Act, expeditiously.

The petition stands disposed of.

(Rajesh Bindal)
Judge

(Harinder Singh Sidhu)
Judge

20.2.2017
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No