

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

**CWP No.17811 of 2017
Date of Decision : 11.08.2017.**

Darshan Lal

.....Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Mr. Amit Jain, Advocate for the petitioner.

ARUN PALLI, J. (Oral)

This is a petition under Article 226/227 of the Constitution of India praying for a writ in the nature of certiorari to declare the action of the respondents-Trust as in not releasing the amount of compensation to the petitioner as illegal and arbitrary. And, for issuance of a direction to the respondents to release the requisite amount, in terms of the award, dated 31.05.2011 (Annexure P-2).

It is urged that pursuant to the notification, dated 3.12.2010, issued under Section 42 of the Punjab Town Improvement Act 1922, land of the petitioner was acquired by the respondents. The Land Acquisition Collector, vide award, dated 31.05.2011, assessed the compensation at ₹1,14,400/- per marla. In reference to the document Annexure P-3, it is urged that although, the compensation as regards a part of the land of the petitioner i.e. 140 marlas was released, whereas the balance compensation

for the land measuring 195 marlas is yet to be disbursed. It is submitted that over 6 years have been gone by, but to no avail. So much so, even the representation, dated 03.01.2017 (Annexure P-4) served upon respondent No.3, has failed to evoke any response. Resultantly, the petitioner is suffering an incalculable loss owing to inaction of the respondents.

That being so, the petition is disposed of, at this stage, only with a direction to the respondents to consider the claim as also the representation made by the petitioner, dated 03.01.2017 (Annexure P-4), strictly in accordance with law. An appropriate orders shall be passed within four weeks of the receipt of the certified copy of this order, if necessary, after affording an opportunity of hearing to the petitioner.

11.08.2017

*Manoj Bhutani***(ARUN PALLI)**
JUDGE

Whether speaking/reasoned
Whether reportable:

Yes/No
Yes/No