

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

CWP No.19482 of 2017
Date of decision: 30.08.2017

Joginder Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Naresh Kaushal, Advocate for the petitioners.

ARUN PALLI, J. (Oral)

Notice of motion.

Ms. Lavanya Paul, AAG, Punjab, present in court, accepts notice on behalf of the respondents.

For the nature of order, I propose to pass in the matter, no formal written statement is necessary to be filed on behalf of the respondents, at this stage. Thus, with the consent of the parties, the petition is being disposed of finally.

The limited grievance of the petitioners is that post award dated 14.11.2014 (Annexure P1), rendered by the Reference Court, they had moved the Land Acquisition Collector, Urban Estates Punjab, SAS Nagar, Mohali (respondent No.2), under Section 28A of the Land Acquisition Act, 1894 (for short, 'the Act'), for re-determination of the compensation. And although a period of almost three years has elapsed but his application dated 10.12.2014 (Annexure P3) awaits adjudication. So much so, the repeated representations moved by the petitioners i.e. dated 23.11.2015 (Annexure

P4) and 17.04.2017 (Annexure P5) too have failed to evoke any response.

And no result is in sight either.

That being so, and without expressing any opinion on merits, the petition is disposed of, at this stage, with a direction to the respondents to consider and decide the application, dated 10.12.2014 (Annexure P3), moved by the petitioners under Section 28A of the Act. Appropriate order shall be passed in accordance with law within a period of two months from the receipt of certified copy of this order. Needless to assert, a comprehensive order shall be passed assigning reasons in support thereof. And, if necessary, the petitioners would also be afforded an opportunity of hearing.

August 30, 2017
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:
Whether Reportable:

YES
NO