

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

CWP No.20501 of 2017
Date of decision: 11.09.2017

Suman Villas Pvt. Ltd.

... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Neeraj Sheoran, Advocate for the petitioner.

ARUN PALLI, J. (Oral)

Notice of motion.

Ms. Safia Gupta, AAG, Haryana, present in court, accepts notice on behalf of the respondents. Copy of the writ petition is furnished to the learned State counsel.

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

Vide notification dated 07.07.2011, issued under Section 4 of the Land Acquisition Act, 1894 (for short, 'the Act'), a land measuring 223.94 acres, situated in Village Jhajjar, H.B. No.100, Tehsil and District Jhajjar including the land holding of the petitioner was sought to be acquired for residential Sector 8, Jhajjar. Declaration under Section 6 of the Act was published on 06.07.2012. Vide award No.9, dated 04.07.2014, the Land Acquisition Collector assessed the marked value of the acquired land @

₹ 66,40,000/- per acre. And, since a land measuring 40 kanals 15 marlas owned by the petitioner was acquired, it was entitled to a compensation of ₹ 3,38,22,500/-. In short, the grievance of the petitioner is; that although a sum of ₹ 3,06,22,498/- was disbursed to the petitioner, but the balance ₹ 32,00,002/- have still not been released by the respondents. So much so, the respondents were even served with the notice dated 16.08.2017 (Annexure P5), which too has failed to evoke any response.

In response, learned State counsel submits that the claim of the petitioner as also the notice dated 16.08.2017 (Annexure P5) shall be considered and decided by the respondents within a period of four weeks from today. And, an appropriate order in this regard shall be passed.

Accordingly, the petition is disposed of in the wake of the statement made by the learned State counsel. Needless to assert, in the event, the petitioner is not released the compensation prayed for, the authorities shall pass a comprehensive order assigning reasons in support thereof.

September 11, 2017
Rajan

(Arun Palli)
Judge

Whether speaking / reasoned:

YES

Whether Reportable:

NO