

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

CWP No. 28610 of 2013 (O&M)

Date of decision: 16.8.2017

Ranbir Singh

.. Petitioner

VS

The State of Haryana and others

.. Respondents

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

Present: Mr. Gaurav Tyagi, Advocate, for the petitioner.
Mr. Ankur Mittal, Additional Advocate General, Haryana.

Rajesh Bindal, J.

The land of the petitioner having been acquired vide notifications issued under Sections 4 and 6 of the Land Acquisition Act, 1894 (for short, 'the Act'), dated 11.1.2013 and 15.7.2013, respectively, for construction of sector roads of Sectors 103 and 106, Gurgaon, the present writ petition has been filed seeking quashing of the acquisition thereof. Further prayer has been made for directing the respondents to allot alternative site to the petitioner before dispossessing him from the land in dispute, where he claimed to have constructed residential house before the acquisition.

At the time of hearing, learned counsel for the petitioner submitted that the petitioner is not challenging the acquisition of land, rather restricting his claim for allotment of plot under Rehabilitation Policy.

Learned counsel for the State submitted that in khewat no. 44//15/2, the total area is 3 kanals 2 marlas. There are three co-sharers. Two co-sharers have already received the compensation. The petitioner, who has filed the present writ petition, is owner to the extent of 212 square yards in the total khewat. Out of the total amount of compensation of ₹ 56,67,066/-, ₹ 25,01,385/- has already been paid to the landowners.

Learned counsel for the State further submitted that as per the Rehabilitation Policy, the petitioner is entitled for allotment of plot measuring 200 square meters, which shall be allotted to him within a period of three months from the date of receipt of copy of the order. It was further submitted that the other co-sharers in the khewat are not entitled for allotment of plot as they had not constructed any residential house on the acquired land.

Learned counsel for the petitioner submitted that in view of the fair stand taken by learned counsel for the State, the present petition may be disposed of in terms thereof.

Ordered accordingly.

(Rajesh Bindal)
Judge

16.8.2017
vs

(Gurvinder Singh Gill)
Judge

Whether speaking/ reasoned

Yes/No

Whether Reportable

Yes/No