

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

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CWP No.23447 of 2017

Date of Decision:12.10.2017

Vinod and others

....petitioners

Versus

State of Haryana and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Ms.Sharmila Sharma, Advocate
for the petitioners

ARUN PALLI, J. (ORAL):

This is a petition under Article 226 of the Constitution of India, praying for a writ of mandamus, directing respondent No.4 i.e.Land Acquisition Collector-cum-District Revenue Officer, Karnal, to forward the reference of the petitioners to the Arbitrator/Additional Deputy Commissioner, Karnal, for adjudication.

Briefly, the case set out by the petitioners is that their land holding was acquired by the respondents under the National Highways Act,1956 (for short. 'the 1956 Act'). And, vide award No.5 dated 29.11.2010 (Annexure P4), the competent authority assessed the market value of the acquired land. Being dis-satisfied with the assessment, as also the compensation, few other landowners had moved an application under Section 3G (5) of the Act. Resultantly, the dispute was referred to the Arbitrator and vide award dated 04.08.2016 (Annexure P5), the compensation awarded to the said landowners has since been enhanced.

The limited grievance that the petitioners have, is that they too

had moved the Land Acquisition Collector-cum-District Revenue Officer (respondent No.4), vide application dated 10.08.2016 (Annexure P6), under Section 3(G)(5) of the 1956 Act, to refer their claim too, to the arbitrator. And, although, a considerable time has elapsed, but their application has not been considered by the authorities.

In view of the above, and, without going into the merits of the claim of the petitioners, the petition is disposed of, at this stage, only, with a direction to the respondents to consider the grievance, as also their application, dated 10.08.2016 (Annexure P6), and pass an appropriate order, within a period of eight weeks from the date of receipt of the certified copy of this order.

October 12, 2017
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(ARUN PALLI)
JUDGE

Whether speaking/reasoned
Whether reportable-

Yes/No.
Yes/No