

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

Varinder Singh
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Punjab & Haryana High Court at
Chandigarh

CWP No. 5388 of 2016 (O&M)

Date of decision: 28.2.2017

Jagdev Singh Brar

.. Petitioner

VS

Haryana Urban Development Authority and others

.. Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal
 Hon'ble Mrs. Justice Sneh Prashar**

Present: Petitioner in person.
 Mr. Ankur Mittal, Additional Advocate General, Haryana.

Rajesh Bindal, J.

The petitioner, whose land was acquired, has filed the present petition with a grievance that 'no litigation incentive' due to the petitioner had not been paid. The amount of annuity, in terms of Policy for Rehabilitation and Resettlement of Land Owners- Land Acquisition Oustees dated 9.11.2010, has also not been paid.

Short reply by way of affidavit of Mohinder Kumar, Land Acquisition Collector, Urban Estate Department, Haryana, Hisar, dated 23.2.2017, on behalf of respondent nos. 1 to 3, filed in Court, is taken on record. It is stated in the affidavit filed that a sum of ₹ 56,25,000/- has been transferred in the account of the petitioner on 23.2.2017 on account of 'No Litigation Incentive' after filing the writ petition.

Learned counsel for the respondents, on instructions from Mohinder Kumar, Land Acquisition Collector, Urban Estate Department, Haryana, Hisar, who is present in person in Court, stated that instrument of

annuity has been prepared. A copy thereof shall be handed over to the petitioner and the amount due upto date shall be paid to the petitioner within a period of one week from today and thereafter periodically whatever amount is due will be credited in his bank account regularly.

The petitioner, who is present in person in Court, is satisfied with the aforesaid stand taken by learned counsel for the respondents.

After hearing learned counsel for the respondents and the petitioner, who is present in person, the present petition is disposed of in terms of the stand taken by learned counsel for the respondents. However, as even no litigation incentive was paid to the petitioner, who is a senior citizen, only after he approached this Court, the respondents are burdened with cost of ₹ 20,000/-, which shall be paid along with the amount of annuity to the petitioner within one week from today. In case the amount of annuity along with cost is not credited in the account of the petitioner within seven days from today, thereafter for each day's delay, the petitioner shall be entitled to ₹ 25,000/- as costs.

A copy of the order be sent to the petitioner.

(Rajesh Bindal)
Judge

28.2.2017
vs

(Sneh Prashar)
Judge

Whether speaking/ reasoned
Whether Reportable

Yes/No
Yes/No