

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No. 3795 of 2017 (O&M)
Date of decision: 5.4.2017

Gram Panchayat

.. Petitioner

v.

Union of India and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. J. S. Saini, Advocate for the petitioner.
Mr. Ankur Mittal, Addl. Advocate General, Haryana.

...

Rajesh Bindal J.

The dispute sought to be raised by the petitioner in the present petition is that the land acquired by Government of India, in exercise of powers conferred under Section 3A of the National Highways Act, 1956 (for short, 'the Act'), is owned by it, whereas the dispute has been raised by respondent No. 7-Gram Panchayat of village Thol, Tehsil Pehowa, District Kurukshetra. The amount has not been disbursed to any of the Gram Panchayats.

The provisions of Section 3H(4) of the Act take care of such a situation. In case, there is any dispute, the matter has to be referred to the principal civil court of original jurisdiction within the limits of whose jurisdiction the land is situated. The needful shall be done by the competent authority within a period of four weeks from the date of receipt of copy of the order.

The writ petition stands disposed of accordingly.

(Rajesh Bindal)
Judge

(Harinder Singh Sidhu)
Judge

5.4.2017
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No