

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

RFA No.1458 of 2017 (O&M)
Date of decision: May 15, 2017

State of Haryana through Collector,
Mewat and another

...Petitioners

Versus

Gram Panchayat Shahpur Nangli & another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Pritam Saini, Addl. Advocate General, Haryana,
for the petitioners.

Mr. Pavan Malik, Advocate for the landowners.

Rajan Gupta, J.

This order shall dispose of 69 appeals i.e. RFA No.1458 of 2017, RFA Nos.2626, 2627, 2629, 2630, 2633, 2634, 2635, 2636, 2702, 2703, 2792 of 2015, RFA No.4782 of 2016, RFA Nos.425, 504, 505, 506, 507, 508, 509, 628, 629, 630, 661, 662, 663, 664, 665, 682, 744, 745, 746, 747, 748, 749, 750, 866, 867, 868, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1164, 1186, 1187, 1188, 1189, 1190, 1191, 1192, 1193, 1194, 1581, 1582, 1583, 1584, 1585, 1586, 1587, 1588, 1589, 1590, 1591, 1592, 1593 of 2017, preferred by the State of Haryana, against the award(s), passed by Additional District Judge, Mewat, under section 18 of the Land Acquisition Act, 1894.

Learned State counsel seeks to place on record affidavit of Mahabir Parsad, Land Acquisition Officer, Urban Estates, Faridabad.

Prayer is accepted. Affidavit is taken on record. At the outset it has been

pointed out by Mr. Saini, learned Addl. Advocate General, representing the State that a notification under Section 4 of the Act was issued on 12.8.2009 and consequent proceedings followed. Thereafter, compensation was assessed by the Land Acquisition Collector. On a reference being made to the Referral Court under Section 18 of the Act, same has been enhanced considerably by way of separate awards. Awards, thus, have been impugned in the present appeals. However, during pendency thereof, notification dated 11.4.2017 has been issued, whereby it has been decided to return the land to the owners.

In view of the fact that aforesaid notification dated 11.4.2017 has been issued by the State the acquired land has been de-notified. Thus, no cause of action survive in these appeals. Same are hereby dismissed as having been rendered infructuous.

At this stage, Mr. Saini submits that the State may be allowed to seek revival of the appeals in case there is any change of circumstances. This prayer is accepted. Liberty is granted.

CM-3723-CI-2017:

As main appeal has been dismissed as having been rendered infructuous, no order needs to be passed in this application.

(RAJAN GUPTA)
JUDGE

May 15, 2017
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No