

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

**RFA No.827 of 2017 (O&M)
Date of Decision : 01.09.2017**

Mahabir Singh and others

.....Appellants

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE ARUN PALLI

Present : Ms. Promila Nain, Advocate for the appellants.

Mr. Shivendra Swaroop, AAG, Haryana.

ARUN PALLI, J. (Oral)

Claimants-landowners are in appeal against the award, dated 25.09.2015, vide which, their claim under Section 18 of the Land Acquisition Act, 1894 (for short 'the Act') were dismissed by the reference Court being time barred.

Learned counsel for the appellants submits that she be permitted to withdraw the appeal so as to enable the appellants to approach the Land Acquisition Collector, HUDA, Rohtak (respondent No.2), under Section 28-A of the Act for re-determination of compensation. She cites 2002(7) SCC 273 **Union of India Vs. Smt. Hansoli Devi.**

In the wake of the above, the appeal is dismissed as withdrawn with liberty to the appellants to approach respondent No.2 under Section 28-A of the Act. And, in the event any such application is moved by the appellants within a period of four weeks from today, the same shall be considered and decided by respondent No.2 in accordance with law within a period of four weeks from the receipt of the said application.

01.09.2017

Manoj Bhutani

**(ARUN PALLI)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No