

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

**C.O.C.P. No. 459 of 2018 (O&M)
Date of Decision: 18.04.2018**

Amrik Singh and others

..... Petitioners

Versus

Sh. Ajit Balaji Joshi, Deputy Commissioner,
UT, Chandigarh, Sector-17, Chandigarh

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Kamal Chaudhary, Advocate
for the petitioners.

JASWANT SINGH, J. (ORAL)

The petitioners are the LR's of late Gurmail Singh, whose land measuring 1 Kanal 16 Marlas situated in village Maloya, U.T., Chandigarh, was acquired vide Award dated 04.06.2009 and the awarded compensation was released. The petitioners succeeded-in-interest of Gurmail Singh and concededly never filed objections under Section 18 of the Land Acquisition Act, 1894 (for short 'the Act'), for enhancement of compensation. The Reference Court vide judgment dated 23.09.2013 enhanced the compensation and resultantly, the petitioners filed application under Section 28-A of the Act seeking the enhancement of compensation as awarded by the Reference Court. The Collector passed an order granting the petitioners benefit of enhancement of compensation as awarded by the Reference Court.

The petitioners, thereafter, filed a writ petition bearing *CWP No. 20617 of 2017* claiming a direction for award of further enhancement of compensation as awarded to the other landowners in the

Regular First Appeal(s) filed before this Court. The said writ petition was

disposed of vide order dated 12.09.2017 (**Annexure P-1**) by learned Single Judge of this Court, directing the authorities to decide the representation dated 23.05.2017 within a period of eight weeks from the date of order.

At the time of hearing, counsel for the petitioners is unable to show the maintainability of such representation, as also the entitlement for the award of further enhancement over and above the compensation awarded by the Reference Court in view of the scheme of the Land Acquisition Act.

After arguing for sometime, counsel for the petitioners prays for withdrawal the present petition.

Dismissed as withdrawn.

April 18, 2018

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**(JASWANT SINGH)
JUDGE**

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>