

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.10855 of 2018.

Date of Decision: May 03, 2018

Dharmender Yadav

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SHEKHER DHAWAN.

Present: Mr.Akshay Kumar Jindal, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner is owner of land measuring 5 marla comprising khasra No.91/8/1/1/1, situated within the revenue estate of village Kosli, District Rewari. He is a subsequent purchaser of the said land. The short grievance of the petitioner is that the above-stated 5 marla land has been utilized by PWD(B&R) Department, Government of Haryana for construction of road under the Kosli to Tumna Road Scheme. It is alleged that alignment of the road was changed and the above-stated 5 marla land was utilized though it has never been acquired for the road. Reliance is placed by learned counsel for the petitioner on a demarcation report. In the instant writ petition, the petitioner thus seeks a direction to the respondents that either the above-stated 5 marla land be acquired as per law or the road be re-constructed as per its approved plan. In this regard, the petitioner has already approached the State Government and its authorities vide representations dated 03.08.2016, 08.08.2016 and 05.01.2018 {P-4 (Colly.)}.

As the issue required to be determined is essentially a question

of fact, we dispose of this writ petition with a direction to the respondents to verify the claim of the petitioner and take an appropriate decision in accordance with law, within a period of six months from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

May 03, 2018
mohinder

[SHEKHER DHAWAN]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No