

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.2003 of 2018

Date of Decision: January 30, 2018

Bimla Devi and others

.....Petitioners

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SHEKHER DHAWAN.

Present: Mr.Shilak Ram Hooda, Advocate,for the petitioners.

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Surya Kant, J. (Oral)

Notice of motion.

On our asking, Mr.Ankur Mittal, learned Additional Advocate General, Haryana, accepts notice on behalf of the respondents.

Let three copies of the writ petition be handed-over to him during the course of day failing which this order shall be automatically recalled and the writ petition shall be deemed to have been dismissed for non-prosecution.

In view of the nature of order which we propose to pass, it is not necessary to seek any counter-reply from the respondents at this stage.

The petitioners are residents of village Badh Khalsa, Tehsil and District Sonapat. Their land measuring 17 marla comprised in Killa No.10//16/2 situated within the revenue estate of their village where they have constructed residential houses, has been acquired by the State of Haryana for the purpose of construction of KMP Expressway. The land was acquired by invoking urgency clause under the Land Acquisition Act, 1894.

The short grievance of the petitioners in the instant writ petition

rehabilitated by allotting them alternative plots in terms of the Rehabilitation and Resettlement Policy dated 07.12.2007 but no such benefit has been extended to them. The petitioners rely upon an order dated 18.08.2017 passed by this Court in CWP No.26205 of 2016 (Bal Chand and others versus State of Haryana and others (P-10)), whereby claim of similarly placed/affected land-owners was agreed to be considered by the HSIIDC for the purpose of allotment of alternative plots.

In this view of the matter and as agreed by learned counsel for the parties, the instant writ petition is disposed of with a direction that let claim of the petitioners be also considered by HSIIDC in terms of the above-stated order dated 18.08.2017 passed in Bal Chand and others' case (supra). Other terms and conditions mentioned in the said order shall equally apply in the instant case also.

Ordered accordingly.

(SURYA KANT)
JUDGE

January 30, 2018
mohinder

(SHEKHER DHAWAN)
JUDGE

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