

CWP no. 26797 of 2018 (O&M) 1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP no. 26797 of 2018 (O&M)

Date of Decision : 17.10.2018

M/s Curewel (India) Ltd.

....Petitioner(s)

Versus

State of Haryana and others

...Respondent(s)

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE AMIT RAWAL

Present : Mr. Suman Jain, Advocate for the petitioner(s)

MAHESH GROVER, J.(ORAL)

Learned counsel for the petitioner states that he is similarly situated as the person who has approached this Court by way of CWP No. 23874 of 2018 titled as **Ashok Garg vs. State of Haryana and others** decided on 18.9.2018 wherein following order has been passed:-

“(1) The petitioner’s land measuring 960 sq.yards is said to have been utilized by Haryana Mass Rapid Transport Corporation Ltd. for construction of Metro Project at Ballabhgarh. The project being of paramount public importance, the *bona fide* purpose of utilization/acquisition of the land is unquestionable. The Corporation has offered compensation to the petitioner and other expropriated owners at the rate of Rs.29,722/- per sq.meter as per policy of HSVP. The said rate is not

acceptable to the petitioners. If that is so, let the petitioners inform the authorities in writing who shall then take necessary action to acquire the land in accordance with law for no private interest can override the public interest save the compliance of Article 300-A of the Constitution.

(2) Let an appropriate decision in accordance with law be thus taken within *three months* from the date of receipt of certified copy of this order.

(3) Ordered accordingly.”

In this view of the matter, we dispose of the instant petition in the same terms as in CWP No. 23874 of 2018 decided on 18.9.2018.

(Mahesh Grover)
Judge

17.10.2018
rekha

(Amit Rawal)
Judge

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No