

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

CWP No.9783 of 2016
Date of Decision: 14.02.2018

Jakir Hussain

...Petitioner

VS.

State of Haryana & Anr.

... Respondents

Coram : Hon'ble Mr.Justice Surya Kant
Hon'ble Mr.Justice Shekher Dhawan

Present: Mr. RS Hooda, Advocate for the petitioner

Mr. Ankur Mittal, Addl. AG Haryana and
Mr. Manoj Dhankar, AAG Haryana

SURYA KANT J. (Oral)

(1) The petitioners have laid challenge to the order dated 15.11.2012 whereby Land Acquisition Collector, Mewat, Nuh has chosen to decide the objections filed under Section 30 of the Land Acquisition Act, 1894, raising title dispute and proportionate entitlement towards the compensation amount in respect of the acquired land. It is well settled that the Land Acquisition Collector had no authority to decide such like title disputes as within the framework of the old Statute, it was imperative upon him to make a reference to the Court of competent jurisdiction, who alone could decide the same.

(2) For the reasons afore-stated, the instant writ petition is allowed; the impugned order dated 15.11.2012 (P5) passed by DRO, Mewat, Nuh is set aside and he is directed to refer the objections filed by the petitioners under Section 30 of the Act to the Court of competent jurisdiction for adjudication.

(3) The needful shall be done within one month from the date of receipt of certified copy of this order.

(Surya Kant)
Judge

14.02.2018

vishal shonkar

(Shekher Dhawan)
Judge

1. Whether speaking/reasoned?
2. Whether reportable?

Yes
No