

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.370 of 2018.

Date of Decision: January 12, 2018

Jaspal and others

.....Petitioners

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SHEKHER DHAWAN.

Present: Mr.Shilesh Gupta, Advocate, for the petitioners.

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Surya Kant, J. (Oral)

The petitioners have chosen to lay challenge to the acquisition of their land carried out way back vide notifications dated 19.12.1973 and 27.02.1976 issued under Sections 4 & 6 of the Land Acquisition Act, 1894, respectively. The acquisition is sought to be challenged on the ground that this Court has set-aside the acquisition proceedings qua some of the similarly placed land-owners vide judgment dated 07.10.2013 rendered in CWP No.1538 of 1987 (S.Bachitter Singh and others versus State of Punjab and others) and other connected writ petitions.

Having heard learned counsel for the petitioners, we are of the considered view that the instant writ petition need not be entertained at this belated stage on account of inordinate delay and laches. The writ petitions allowed by this Court, as cited above, were filed promptly by the ex-appropriated owners in the year 1987 itself. The petitioners, however, slept over the matter and allowed the grass to grow under their feet. In such situation, we are of the view that they cannot claim parity alongwith those who were alive of their rights and approached the Court without any delay.

Dismissed.

This order, however, shall not preclude the Authority to consider the claim of the petitioners as contained in their representation dated 20.09.2017 (P-7) and pass an appropriate order.

(SURYA KANT)
JUDGE

January 12, 2018
mohinder

(SHEKHER DHAWAN)
JUDGE

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