

HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CWP-5259-2018

Date of Decision: March 06, 2018

Suresh and others

.....Petitioners

Versus

The State of Haryana and another

.....Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT  
HON'BLE MR. JUSTICE SHEKHER DHAWAN**

- |    |                                                                       |         |
|----|-----------------------------------------------------------------------|---------|
| 1. | To be referred to the Reporters or not?                               | Yes/No  |
| 2. | Whether the judgment should be reported in the Digest?                | Yes/No. |
| 3. | Whether Reporters of local papers may be allowed to see the judgment? | Yes/No  |

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Present: Mr.S.P.Khatri, Advocate for the petitioners.

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**SURYA KANT, J.**

Notice of motion.

[2] On our asking, Mr.Ankur Mittal, Additional Advocate General, Haryana, alongwith Mr.Manoj Dhankhar, AAG, Haryana, who is present in Court, accepts notice on behalf of all the respondents. Let two sets of paper-book be handed over to him during the course of day.

[3] In view of the nature of the order, which we propose to pass, no reply is required to be filed by the respondents.

[4] The grievance of the petitioners is that they had filed a petition under Section 28A of the Land Acquisition Act, 1894 (for brevity,'the 1894 Act') before the Land Acquisition Collector, Urban Estate, Rohtak for grant of same amount of compensation as was awarded to their co-sharers/co-

owners in the acquired land. It is averred that though the said reference was

filed way back in the year 2000, the same has not been referred to the Court of competent jurisdiction till date for its adjudication. A direction is, thus, sought to refer the case to the learned District Judge, Sonapat for adjudication.

[5] Having heard learned counsel for the parties and considering the nature of relief sought in this petition, the same is disposed of with a direction to the Land Acquisition Collector, Urban Estate, Rohtak, to verify the record and in case the reference filed by the petitioners under Section 28A of the 1894 Act is still pending, let the same be referred to the Court of competent jurisdiction within one month. The Court of learned District Judge/Additional District Judge shall make an endeavour to decide the reference within six months thereafter.

**( SURYA KANT )  
JUDGE**

**March 06, 2018**  
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**( SHEKHER DHAWAN )  
JUDGE**

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| <b>1. Whether speaking/reasoned ?</b> | <b>Yes/No</b> |
| <b>2. Whether reportable ?</b>        | <b>Yes/No</b> |