

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.6228 of 2018.

Date of Decision: March 14, 2018

Lakhwinder Singh and othersPetitioners

versus

National Highway Authority of India and othersRespondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SHEKHER DHAWAN.

Present: Mr.Fateh Saini, Advocate for the petitioners.

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Surya Kant, J. (Oral)

The petitioners are residents of village Dhin, Tehsil Barara, District Ambala. Their land comprising khasra Nos.169/1/1 (0-15); 169/1/2 (0-7) and 169/1/5 (1-6), Hadbast No.143, khewat No.517, khatoni No.611, situated within the revenue estate of village Dhin, Tehsil Barara, District Ambala has been acquired for 4/6 laning of National Highway No.73 within the State of Haryana. The petitioners rely upon some reports said to have been submitted by the Project Proponent-respondent No.5 (Sadbhav Engineering Limited) informing to NHAI that land of the petitioners has been acquired far in excess than the requirement. Relying upon that report, the petitioners have submitted representations dated 08.07.2014 & 20.04.2016 (P-3 Colly.) followed by a legal notice dated 30.10.2017 (P-6) for the release of their land which has been acquired in excess to the requirement. Respondent No.5 (Sadbhav Engineering Limited) has informed the petitioners' counsel vide reply dated 04.11.2017 (P-7) that appropriate action in the matter can be taken by the NHAI only. As the said Authority has not taken any decision so far, the petitioners have approached

this Court.

Having regard to the plea taken by the petitioners coupled with the documents on record, the instant writ petition is disposed of without expressing any views on merits, with a direction to respondent Nos.1, 2 and 4 to consider the above-mentioned claim of the petitioners and take an appropriate decision in accordance with law within a period of four months from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

March 14, 2018
mohinder

[SHEKHER DHAWAN]
JUDGE

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