

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision : 11.12.2018

FAO No.5676-2017 (O&M)

Union of India and others

..... Appellants

Versus

Swaran Singh (deceased) through his LRs and others

..... Respondents

FAO No.27-2017 (O&M)

Project Director, National Highway Authority of India

..... Appellant

Versus

Ashok Kumar and others

..... Respondents

FAO No.3141-2017 (O&M)

Project Director, National Highway Authority of India

..... Appellant

Versus

Hazara Singh and another

..... Respondents

FAO No.3105-2016 (O&M)

Govt. of India and another

..... Appellants

Versus

Ashok Kumar and others

..... Respondents

FAO No.1458-2015 (O&M)

Hardeep Singh and others

..... Appellants

Versus

Project Director, National Highway Authority of India and others

..... Respondents

FAO No.469-2017 (O&M)

Union of India and another

..... Appellants

Versus

Ratno Devi (deceased) through her LRs and others

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present :- Mr. Rajeev Dev Sharma, Advocate
for the claimants.

Mr. R.S.Madan, Advocate
for NHAI.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

Mr. Narender Kumar Vashist, Senior Panel Counsel
for Union of India.

AJAY TEWARI, J. (Oral)

CM-11254-CII-2016 in FAO-3105-2016

For the reasons recorded in the application delay of 6 days in
filing the appeal is condoned.

CM-18558-CII-2017 in FAO-5676-2017

For the reasons recorded in the application the same is allowed
and delay of 9 days in refiling the appeal is condoned.

Main Cases

Mr. Harish Mahajan, Advocate has entered appearance on
behalf of respondent No.1 in FAO No. 27-2017.

Mr. Rajeev Dev Sharma, Advocate has entered appearance on
behalf of respondent No.1 in FAO No.3141-2017.

FAO-3105-2016, FAO-5676-2017, FAO-469-2017, FAO-27-2017, FAO-1458-2017, FAO-3141-2017 have been filed by the National Highway Authority of India against dismissal of objections filed under Section 34 of the Arbitration and Conciliation Act, 1996 (for short 'the Act') and FAO-1458-2015 has been filed by the landowners for setting aside the order and judgment dated 4.1.2014 passed by ADJ, Jalandhar.

These appeals relate to Kounterpur, Tehsil Pathankot, District Gurdaspur (now district Pathankot) where the land had been acquired for for widening of four laning of National Highway No. 1-A.

It has been agreed that the issue regarding market value etc. of the land as raised in these appeals is covered by the decision of this Court in FAO No.5973-2013 titled as Union of India and another Vs. Kuldeep Singh & others decided on 13.03.2016.

Consequently, appeals stand disposed of in the same terms.

Since the main cases have been decided, C.M, if any, also stands disposed of.

11.12.2018
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No