

COCN No. 2892 of 2017 (O&M)
DECIDED ON: NOVEMBER 21, 2019

INDERJEET KAUR

.....PETITIONER

VERSUS

ARUN KUMAR GUPTA, IAS & ANOTHER

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Sanjiv Gupta, Advocate
for the petitioner.

Mr. Gagandeep Singh Wasu, Addl. AG, Haryana.

Mr. Sanjeev Majra, Advocate
for respondent No.2.

AVNEESH JHINGAN, J (ORAL)

The writ petition filed by the petitioner for quashing the notifications dated 30.11.2004 issued under Section 4 of the Land Acquisition Act, 1894 (for short the 'Act'), dated 28.11.2005 issued under Section 6 of the Act and the award dated 27.11.2007 acquiring land of petitioner, was disposed of on 01.04.2015. A direction was issued to respondent to pass a speaking order on the representation after affording an opportunity of hearing to the petitioner. The needful was to be done within four months from the date of receipt of representation.

The present petition is filed pleading non-compliance of order of this Court.

Pursuant to notice of motion, reply by way of an affidavit of

Mr. Apoorva Kumar, Principal Secretary to Government, Town & Country

Planning & Urban Estates, Departments, Haryana was filed annexing the order dated 20.07.2018 whereby the representation of the petitioner was rejected. The order was passed after providing due opportunity of hearing to the petitioner, which she failed to avail.

Today, learned State counsel filed a status report by way of an affidavit of Mr. Vijender Kumar Bhardwaj, Land Acquisition Collector, Hisar and tenders an unconditional apology for the delay in passing the speaking order.

The delay has been fully explained in the status report filed today in Court, the apology is accepted.

Learned counsel for the petitioner contends that representation has not been properly decided and there are subsequent developments.

The said aspect cannot be gone into in the contempt proceedings, as the directions of this Court have been complied with. The challenge posed to decision on representation cannot be gone into. The contempt petition is dismissed.

However, Petitioner would be at liberty to avail remedy in accordance with law for the redressal of any surviving grievance.

With the dismissal of the present petition, all the civil misc. applications have been rendered infructuous and are dismissed as such.

NOVEMBER 21, 2019
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(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned *Yes/No*
Whether reportable *Yes/No*