

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Sr. No. 110(2)

**Case No. : C. R. No. 1227 of 2019 (O&M)**

**Date of Decision : February 27, 2019**

Jaswant Kaur @ Dalip Kaur (since deceased)  
through her LR and another .... Petitioners

vs.

Union of India and others .... Respondents

**CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL.**

\* \* \*

Present : Mr. Kanwar Pahul Singh, Advocate  
for the petitioners.

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**DEEPAK SIBAL, J. (Oral) :**

The present petition is directed against the order dated 29.08.2018 passed by the Additional District Judge, Amritsar (for short – the Executing Court) dismissing the execution application filed by the petitioners on the ground that despite numerous opportunities granted to them, no details with regard to payments due from respondents no. 1 to 3 have been furnished by them.

Learned counsel for the petitioners submits that the details of payment due from respondents no. 1 to 3 are ready with the petitioners and if one opportunity, subject to assessment of reasonable costs, is granted to the petitioners, they shall file the same before the Executing Court.

A perusal of the record reveals that the petitioners are seeking

Acquisition Act, 1894 on account of acquisition of the land of Jaswant Kaur, who was their predecessor-in-interest.

It is the case of the petitioners that certain amounts are still due from respondents no. 1 to 3 and if they are granted one opportunity, they shall supply all such details to the Executing Court.

Keeping in view the fact that the petitioners are seeking compensation on account of acquisition of land of Jaswant Kaur, who was the predecessor-in-interest of the petitioner and have been waiting for a long time to get the award dated 31.07.1987 executed, subject to payment of Rs.10,000/- as costs to be deposited with the Army Welfare Fund Battle Casualties, Account No.90552010165915, Syndicate Bank, South Block Branch, New Delhi (IFSC Code: SYNB0009055), the impugned order is set aside and the petitioners are granted one and only one opportunity to give all details including documents and orders with regard to payments which according to them are still due from respondents no. 1 to 3.

The present petition is allowed in the above terms.

If respondents no. 1 to 3 are aggrieved by passing of the present order they are at liberty to approach this Court by filing of an appropriate application.

**( DEEPAK SIBAL )**  
**JUDGE**

**February 27, 2019**

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| <i>Whether speaking/reasoned ?</i> | <i>Yes/No.</i> |
| <i>Whether reportable ?</i>        | <i>Yes/No.</i> |