

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

221

**CWP No.9354 of 2019
Decided on : 09.12.2019**

Balwinder Singh and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr. Naresh Kaushal, Advocate
for the petitioners.

Mr. Ayush Sarna, AAG, Punjab
for respondents No.1 & 2.

Mr. Munish Jolly, Advocate
for respondent No.3-GP.

G.S. Sandhawalia, J. (Oral)

In the present writ petition filed under Articles 226/227 of the Constitution of India, the petitioners seek issuance of a writ in the nature of mandamus directing the respondent No.2 to refer the application/petition under Section 30 & 18 of the Land Acquisition Act, 1894 to the Court of learned Additional District Judge, SAS Nagar, Mohali, for adjudication.

On 08.04.2019 notice of motion was issued, while noting the following contentions:-

“Inter alia contends that the reference petition (Annexure P-2) was filed under Sections 18 & 30 of the Land Acquisition Act, 1894, for the land acquired vide award dated 13.12.2011 (Annexure P-1) which has not been sent to the Reference Court. Legal notices (Annexures P-6, P-8 etc.) had also been served but to no avail.

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-2-

Notice of motion.

Ms.S.G.Randhawa, AAG, Punjab accepts notice on behalf of respondents No.1& 2 and prays for time to file comprehensive affidavit showing as to what is the legal impediment regarding the delay. Copy of the paperbook has already been supplied to her.

To come up for service of respondent No.3 on 09.08.2019.”

Counsel for the State points out that the matter has been referred to the Reference Court for adjudication.

Counsel for the petitioners also admits the said fact.

In such circumstances, the present writ petition has been rendered infructuous and is disposed of accordingly.

DECEMBER 09, 2019
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No