

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

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**CWP No.11512 of 2018
Decided on : 06.12.2019**

Ram Lal

... Petitioner

Versus

State of Haryana and others

... Respondents

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

Present: Mr. A.K. Jindal, Advocate
for the petitioner.

Mr. Sudeep Mahajan, Addl. AG, Haryana.

G.S. Sandhawalia, J. (Oral)

In the present writ petition filed under Articles 226/227 of the Constitution of India the directions are sought to disburse the compensation to the petitioner in a time bound manner, in terms of policy dated 04.10.2017 (Annexure P-9).

The grouse of the petitioner in nut shell is that in spite of the fact that the market value had been finalized upto the Apex Court, the amount of compensation awarded was not being paid by the respondents.

It is an admitted fact that the landowners have preferred execution proceedings, in which the State is also appearing, which would be clear from (Annexure P-7 colly.).

The State in its response has submitted that a sum of ₹30,77,670/- was sanctioned by Administrator, HSVP on 16.05.2019 and the amount has been deposited in the account of the petitioner on 30.07.2019 as per Annexure R-2, which is the Bank statement.

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Counsel for the petitioner has further submitted that the amount is not in total satisfaction, as per the market value awarded.

Keeping in view the fact that substantial amount of compensation has been deposited in the account of the petitioner, it is always open to him to press forth his claim qua the balance amount, if any is pending before the Executing Court. It is a factual matrix, which is to be adjudicated before the Executing Court.

Keeping in view the fact that the alternative remedy has already been availed by the petitioner, this Court does not feel that the matter is to be further proceeded ahead, in the above facts and circumstances.

Accordingly, the present writ petition is disposed of with liberty to the petitioner to press forth his claim before the Executing Court.

Needless to say the acquisition proceedings being of the year 1989, the Executing Court will keep the said fact into mind and dispose of the same expeditiously.

Disposed off.

DECEMBER 06, 2019
Naveen

(G.S. SANDHAWALIA)
JUDGE