

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

(1) CR-4660-2019 (O&M)

Jaswant Singh (deceased) thr. his LR

...Petitioner

Versus

State of Punjab and others

...Respondents

(2) CR-4664-2019 (O&M)

Ramesh Chand @ Harmesh Kumar

...Petitioner

Versus

State of Punjab and others

...Respondents

(3) CR-4673-2019 (O&M)

Rabia Ram

...Petitioner

Versus

State of Punjab and others

...Respondents

Date of decision: 29.08.2019

CORAM: HON'BLE MR.JUSTICE H.S. MADAAN

Present: Mr. Ajay Chaudhary, Advocate for
Mr. Rajinder Nain, Advocate for the petitioner.

H.S. MADAAN, J. (Oral)

Notice of motion.

Sh. C.L. Pawar, Sr. DAG, Punjab has appeared and accepted
notice on behalf of respondent No.1.

Petitioners are feeling aggrieved by the condition imposed by

the Executing Court for furnishing of indemnity bond with one surety for release of compensation amount to them. As per case of the revisionists, their land was acquired by respondents No.1 to 4. Compensation was assessed, vide an award, which has since attained finality. Respondents No.1 to 4 have deposited the compensation amount in the Executing Court. Though the Executing Court has directed release of the amount to the revisionists as per their share but has imposed a condition of furnishing indemnity bond with one surety, which is uncalled for. The revisionists are not in a position to comply with the condition on account of financial constraints and in similar matter, a Co-ordinate Bench has allowed the revision petitions, directing that the amount be released to the revisionists before that Court without asking for furnishing of indemnity bond and surety. Copy of order dated 08.11.2017, passed in CR No.7418 of 2017 and other connected petitions has been placed on record.

Learned State counsel submits that since the respondents have deposited the amount, the Court may pass any order deem appropriate.

Under the circumstances, the revision petitions call for acceptance. The same are allowed and the Executing Court is directed to release the amount, which is due to the revisionists without asking for furnishing of indemnity bond and surety.

29.08.2019

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(H.S. MADAAN)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No