

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

116+208

**CM-15544-CWP-2019 in/and
CWP No.24885 of 2017
Decided on : 29.10.2019**

Satpal and others

... Petitioner

Versus

Union of India and others

... Respondents

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

Present: Mr. Rajeev Dev Sharma, Advocate
for the petitioners.

Mr. Anil Chawla, Advocate
for applicant/respondents No.1 and 2-UOI.

Ms. Jasleen Kaur Sidhu, AAG, Punjab.

G.S. Sandhawalia, J. (Oral)

CM-15544-CWP-2019

The application for placing on record copy of the notification dated 27.06.2019 as Annexure R-1/6 has been filed.

In the application it has been mentioned that the District & Sessions Judge, Pathankot has been appointed as Arbitrator for making an award and determining the amount of compensation.

Accordingly, the application is allowed, subject to just exceptions. Annexure R-1/6 is taken on record. Office to append the same at the appropriate place.

CM stands disposed of.

Main case

The present writ petition has been filed under Articles 226/227 of the Constitution of India for directing the respondents to assess the compensation as per the present market price of the land measuring 3 kanals 8 marlas bearing Khasra No.24R/23/3 belonging to the petitioners, which was acquired vide amended notification dated 24.02.2016 (Annexure P-5).

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

116+208

CM-15544-CWP-2019 in/and CWP No.24885 of 2017

-2-

A perusal of the notification dated 27.06.2019 (Annexure R-1/6) would go on to show that in exercise of powers conferred by Clause (b) of Sub-section (i) of Section 8 of the Requisitioning and Acquisition of Immovable Property Act, 1952 read with Government of India, Ministry of Works, Housing and Supply Order dated 24.05.1957, the District & Sessions Judge, Pathankot has been appointed as an Arbitrator for the purpose of making an award, determining the amount of compensation and specifying the person or persons to whom the same is payable in relation, which has been specified in the notification. The notification would further go on to show that the Arbitrator had already been appointed for land measuring 7 kanals 4 marlas on an earlier occasion on 01.03.1988, as per directions issued by this Court in CWP No.6889 of 1986. Thus, for the balance land measuring 3 kanals 8 marlas, the Arbitrator has been appointed.

Resultantly, the present writ petition has been rendered infructuous and is disposed of accordingly, as the relief claimed has already been granted.

It is open to the petitioners to make their claims on account of acquisition/requisition of the land before Arbitrator in question in accordance with law.

OCTOBER 29, 2019

Naveen

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No