

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

213 (18) CWP No. 15311 of 2017
Date of Decision: 1st September, 2020

Ram Kishan

....Petitioner

VERSUS

State of Haryana and others

....Respondents

CORAM: JUSTICE S. MURALIDHAR
JUSTICE AVNEESH JHINGAN

Present: Mr. N.D. Achint, Advocate for the Petitioner.

Mr. Ankur Mittal, Additional Advocate General, Haryana.

Dr. S. Muralidhar, J.

1. The issues raised in this petition, seeking a declaration of deemed lapsing of land acquisition proceedings under Section 24 (2) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 ('2013 Act'), stand answered against the Petitioner by the the judgment of the Constitution Bench of the Supreme Court in ***Indore Development Authority v. Manoharlal AIR 2020 SC 1496***,

2. As regards the prayer for setting aside the order passed by the Respondents on 14th June, 2017 rejecting the representation made by the Petitioner, pursuant to the judgment dated 29th April, 2015 of this Court in an earlier writ petition i.e. CWP No. 22630 of 2014 filed by the Petitioner, it is seen that the said order refers to the fact that in terms of a Rapat Roznamcha No. 304 dated 6th December, 1995 possession had already been taken and 94% of the compensation amount had already been disbursed. The question, therefore, of any relief being sought by the Petitioner with reference to Section 24 (2) of 2013 Act and for consideration of any representation in terms thereof does not survive after the decision in ***Manoharlal (supra)***.

3. It will, however, be open to the Petitioner to approach the Respondents by invoking Section 101-A of the 2013 Act as applicable to Haryana.

4. The writ petition is dismissed in the above terms. The status quo order, if any, hereby stands vacated.

(S. MURALIDHAR)
JUDGE

(AVNEESH JHINGAN)
JUDGE

1st September, 2020
Satyawan

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No