

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
107

CM-8837-CWP-2020 in/and
CWP No. 812 of 2016
Date of Decision: 11th September, 2020

Harbhajan Singh

....Petitioner

VERSUS

State of Haryana and others

....Respondents

**CORAM: JUSTICE S. MURALIDHAR
JUSTICE AVNEESH JHINGAN**

Present: Mr. Mandeep Singh Khillan, Advocate
for the Applicant/Petitioner.

Mr. Ankur Mittal, Additional Advocate General, Haryana
for the Respondents No. 1, 4 to 6.

Mr. Lokesh Sinhal, Advocate for the Respondent No. 2 and 3.

Dr. S. Muralidhar, J.

CM-8837-CWP-2020

1. For the reasons stated therein, the application is allowed.
2. The order dated 25th August, 2020, by which the main writ petition (CWP-812-2016) was dismissed for non-prosecution, is hereby recalled and the main writ petition is restored to its original file.

CWP No. 812-2016

2. In this writ petition, the prayer is for 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 ('the 2013 Act') and/or for release of the land in question. The petition is required to be rejected in view of the judgment dated 6th March, 2020 of the Constitution Bench of the Supreme Court in **Indore**

3. Mr. Mandeep Singh Khillan, learned Counsel appearing for the Petitioner states that the Petitioner desires to invoke Section 101-A of the 2013 Act which is a provision exclusive to the State of Haryana inserted therein by way of an amendment.

4. Accordingly the writ petition is dismissed, and the status quo order, if any, is hereby vacated. It is clarified that if the Petitioner makes a representation invoking S. 101-A of the 2013 Act, it will be for the Respondent authorities to examine it and pass an appropriate order in accordance with law.

**(S. MURALIDHAR)
JUDGE**

**(AVNEESH JHINGAN)
JUDGE**

**11th September, 2020
jk**

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