

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

**Civil Writ Petition No.35995 of 2019
Decided on : 16.01.2020**

Santokh Singh

... Petitioners

Versus

Haryana Urban Development Authority and others

... Respondents

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

Present : Mr. R.P. Daaria, Advocate
for the petitioner.

G.S. Sandhawalia, J. (Oral)

The prayer in the present writ petition filed under Articles 226/227 of the Constitution of India is for compensation, as assessed by the Apex Court in '**Manoj Kumar & others Vs. State of Haryana & others**', **2018 (2) RCR (Civil) 815** (Annexure P-5).

It is not disputed that the vide the said judgment the compensation was fixed @ ₹95 lakhs per acre, for the notification dated 30.05.2005. On 20.12.2019, when the matter was taken up, it was noticed that execution proceedings are pending before the Executing Court, Yamuna Nagar at Jagadhri, which apparently arise out of the Award dated 02.12.2016 passed by the Land Acquisition Collector (Annexure P-2), passed in an application under Section 28-A of the Land Acquisition Act, 1894. The market value has been fixed @ ₹1,560/- per square meter, which was the amount awarded by the Reference Court on 21.03.2015 at the initial stage. In such circumstances, the petitioner had taken time as to how the present writ petition is maintainable, once remedy of execution petition had already been availed.

It has now pointed out that execution proceedings are fixed for 24.01.2020 on the point of maintainability. Counsel, thus, does not press the present writ petition on merits as such and only prays that the Executing Court may be directed to decide the execution petition expeditiously.

Accordingly, keeping in view the above facts and circumstances and the fact that payment has not been deposited by the respondents in spite of the fact that it has been finalized uptill the Apex Court and the matter has been pending since 10.01.2018 (Annexure P-3) before the Executing Court, the said Court is requested to dispose off the execution petition by 31.03.2020, in accordance with law.

The writ petition stands disposed off, accordingly.

JANUARY 16, 2020
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No