

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

**CWP-2194-2021 (O&M)
Date of Decision: 10.02.2021**

NARAYAN

...Petitioner

V/S

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr.Virender Kumar, Advocate,
For the petitioner.

Ms.Mamta Talwar, DAG, Haryana.
(Presence marked through video conference).

ARUN MONGA, J. (ORAL)

Petition herein is under Article 226 of Constitution of India seeking, *inter alia*, issuance of a writ in the nature of certiorari to quash the order dated 17.11.2016 (Annexure P-2) passed by respondent No.2 vide which application filed by the petitioner under Section 28A of the Land Acquisition Act for redetermination of compensation amount on the basis of award passed by the reference court dated 23.12.2013 (Annexure P-1) has been dismissed only on the ground of delay. Further prayer has been made seeking issuance of a writ in the nature of mandamus directing respondent No.2 to dispose of the application dated 15.02.2017 (Annexure P-3) filed by the petitioner under Section 28 A(3) of Land Acquisition Act for referring the matter to the Court.

2. I have heard learned counsel for the parties and gone through the case file.

3. Notice of motion.

4. Ms. Mamta Talwar, DAG, Haryana on advance service of copy of petition joins the proceedings and accepts notice on behalf of the respondent-State of Haryana.

5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

6. Without commenting on the merits of the case, writ petition is disposed of with a direction to the competent authority to look into the pending application dated 15.02.2017 (Annexure P-3) and decide the same by passing appropriate orders including taking a decision on the maintainability and/or delay and/or merits thereof, in accordance with law.

February 10, 2021

vandana

**(ARUN MONGA)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No