

In the High Court of Punjab and Haryana, at Chandigarh

Civil Writ Petition No. 2988 of 2021

Date of Decision: 13.10.2021

Smt. Kamini Kaul

... Petitioner(s)

Versus

State of Haryana and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Sandeep Sharma, Advocate
for the petitioner(s).

Mr. Narinder Singh Behgal, Assistant Advocate General,
Haryana, for the respondent Nos.1 and 4.

Ms. Harshdeep Kaur Walia, Advocate
for Mr. Lokesh Sinhal, Advocate
for the respondent Nos.2 and 3.

Anil Kshetarpal, J.

1. Through this writ petition, the petitioner prays for issuance of a writ in the nature of mandamus to direct the respondent No.2 to approve the recommendation of the Land Acquisition Collector and thereafter, release the payment of compensation for her acquired land.

2. It has been noticed that the land owners are being forced to come to the Court for release of the compensation for the acquired land. Section 31 of the Land Acquisition Act, 1894 mandates the Collector to tender the payment of the compensation awarded by him to the persons interested. If the person interested does not come forward to receive the amount, the Collector is required to deposit the amount of the Reference

3. Mr. Narinder Singh Behgal, Assistant Advocate General, Haryana, on the instructions of Mr. Vijay, DRO-cum-LAC, Haryana Urban Development Authority, Gurugram, has submitted that the payment shall be released to the petitioner within a period of two weeks along with the statutory interest.

4. Since such matters are repeatedly coming to the Courts, therefore, the Chief Secretary, Haryana, is requested to look into the matter lest the Court shall be forced to pass punitive orders.

5. With the observations made above, the present writ petition is disposed of.

(Anil Kshetarpal)
Judge

October 13, 2021

“DK”

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No