

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

CWP-3265-2021 (O&M)
Date of decision:- 12.02.2021

Divyug Realty Pvt. Limited

...Petitioner (s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Sanjeev Sharma, Senior Advocate,
with Ms. Tarannum Cheema, Advocate,
for the petitioner.

Mr. Ankur Mittal, Additional Advocate General, Haryana,
with Mr. Saurav Maggu, Assistant Advocate General, Haryana.

(The aforesaid presence is being recorded through video conferencing since the proceedings are being conducted in virtual Court)

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RAVI SHANKER JHA, C.J. (ORAL)

The present petition has been filed by the petitioner challenging the explanation added to sub section (1) of Section 24 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement (Haryana Amendment) Act, 2017.

It is submitted that the aforesaid amendment has been made by nullifying the decision of the Full Bench of this Court rendered in the case of *Deepak Aggarwal and another Vs State of Haryana and others* (CWP-4371-2015 decided on 31.08.2017). It is, however, informed that a Petition for Special Leave to Appeal (SLP) has already been filed by the State of Haryana against the aforesaid decision of the Full Bench and an interim order staying the operation of the same has been passed by the Supreme Court.

In the circumstances, the issue raised in the present petition would depend upon the decision of the Supreme Court in the pending SLP and, therefore, the present writ petition is disposed of granting liberty to the petitioner to file a fresh petition after the decision of the Supreme Court in the pending SLP in case any cause of action arises or survives.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(SUVIR SEHGAL)
JUDGE

12.02.2021

Amodh

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