

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

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**CWP No.7218 of 2021
Decided on : 02.09.2021**

Sanjay Kumar and others

... Petitioners

Versus

Arbitrator-cum-Deputy Commissioner and others

... Respondents

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

Present: Mr. Rose Gupta, Advocate
for the petitioners.

(The proceedings are being conducted through video
conferencing, as per instructions.)

G.S. Sandhawal, J. (Oral)

The petitioners in the present writ petition filed under Article 226/227 of the Constitution of India seek relief in the nature of directions to respondent No.1 to decide the petition under Section 3-G (5) of the National Highways Act, 1956, whereby the amount of compensation payable to the petitioners is sought to be enhanced. The directions are sought that the proceedings be concluded within a time bound period, since the same are pending before the said respondent since 2015, after the Award had been passed on 26.03.2015 (Annexure P-1) by respondent No.3.

Notice of motion.

Mr. Aman Bahri, Addl. AG, Haryana accepts notice on behalf of respondent No.1 & 3 and submits that as per instructions the matters are fixed for 15.09.2021 for final arguments.

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Mr. R.S. Madan, Advocate has put in appearance on behalf of respondent No.2 and has pointed out that rather the counsels for the landowners are delaying the issue and submits that all due assistance would be given to respondent No.1 on the said date and subsequently for deciding the proceedings in a time bound manner. He submitted that on account of high statutory interest which is payable under the Act, certain set of landowners wish to delay the matters and it is also a drain on the public exchequer.

Keeping in view the above, this Court is of the opinion that respondent No.1 should decide the said proceedings which are arising out of the Award dated 26.03.2015 (Annexure P-1) by clubbing all petitions arising out of the said Award, expeditiously.

Accordingly, without commenting upon the merits of the case, the present petition is disposed of with the directions to respondent No.1 to conclude proceedings within a period of 3 months from the receipt of certified copy of this order.

Report be submitted by the said respondent to this Court after the decision of the said matters.

September 02, 2021
Naveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No