

(Through Video Conferencing)

CWP No. 9384 of 2021

Date of Decision: 03.05.2021

Anand Kumar

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Vaibhav Sehgal, Advocate for the petitioner.

Mr. Sharad Aggarwal, AAG, Haryana.

HARSIMRAN SINGH SETHI, J. (ORAL)

Learned counsel for the petitioner submits that though, there is no impediment in releasing of the compensation in respect of the land belonging to the petitioner which has been acquired by the respondent-Haryana Shehri Vikas Pradhikaran but no compensation has been released to the petitioner so far despite the fact that the petitioner is running from pillar to post to get the compensation which he is legally entitled for.

Learned counsel for the petitioner further submits that the petitioner had submitted a representation on 18.05.2020 (Annexure P-2) which was forwarded to the Land Acquisition Officer, Faridabad for examining the same and releasing the compensation to the petitioner but despite expiry of more than one and a half year of the writing of the said letter (Annexure P-4) dated 29.06.2020 no payment has been received by the petitioner so far though, the petitioner has been writing continuously to the respondents for the release of the same.

Learned counsel for the petitioner submits that the petitioner will be satisfied in case a time bound direction is given to respondent No.3

to release the compensation for which the petitioner is entitled for by passing appropriate speaking order.

Notice of motion.

Mr. Sharad Aggarwal, AAG, Haryana, accepts notice on behalf of respondent Nos.1 and 3.

Learned State counsel raises no objection for issuance of a direction to respondent No.3 to examine the claim of the petitioner for the release of the compensation in respect of the land belonging to the petitioner which has been acquired by the respondents and if found entitled for the compensation being claimed, for the release of the said compensation in a time bound manner.

In view of the above, without expressing any opinion on the merits of the case or the claim being raised by the petitioner before the authorities concerned, at this stage, respondent No.3 is directed to examine the case of the petitioner with regard to the claim and release of the compensation in respect of the land belonging to the petitioner which has been acquired by the respondents by passing an appropriate speaking order within a period of three months from today. In case, after passing of the speaking order, the petitioner is found entitled for the payment of the compensation, the same be also released to the petitioner within a period of one month thereafter.

Disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

03.05.2021

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Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No