

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

**CWP No.13088 of 2021 (O&M)
Date of Decision:19.07.2021**

Tandava Venkata Krishna Popuri

.....Petitioner

Versus

State of Haryana and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA
HON'BLE MR. JUSTICE VIVEK PURI**

Present:- Mr. Pankaj Yadav, Advocate for the petitioner.

Mr. Sandeep Moudgil, Addl. A.G. Haryana.

TEJINDER SINGH DHINDSA J. (Oral)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

Counsel has invited our notice to the document placed on record at Annexure P-6 to assert that plot No.468-P, Sector-52, Gurugram, admeasuring 10 marlas, was allotted to the petitioner in a draw that has been held in the year 2003. Vide memo dated 27.08.2019 issued by the SPIO-cum-Estate Officer-II, HSVP, Gurugram, petitioner was informed that physical possession of the plot cannot be delivered on account of pendency of ***CWP No.18413 of 2017 titled as Surender and ors. Vs. State of Haryana and another.***

Counsel would submit that the issue raised in *Surender's case* (*supra*) was as to whether execution proceedings qua the land in question would lapse under Section 24 (2) of the Right to Fair Compensation and

Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013. Such issue was dealt with by the First Division Bench vide judgment dated 01.12.2020 (Annexure P-13) and by relying upon the judgment of the Apex Court in *Indore Development Authority Vs. Manoharlal and others AIR 2020 SC 1496*, the writ petition was dismissed.

Precise contention is that inspite of *CWP No.18413 of 2017* having been dismissed, physical possession of the plot has till date not been delivered and this is inspite of repeated representations having been submitted.

Notice of motion.

Mr. Sandeep Moudgil, Addl. A.G. Haryana, joined proceedings and accepts notice on behalf of respondents No.2 to 4.

An advance copy of the petition already stands furnished.

Mr. Sandeep Moudgil, Addl. A.G. Haryana, makes a statement that the final decision with regard to the delivering possession of the plot in question to the petitioner would be taken expeditiously and in any case within a period of six weeks from today.

Statement is accepted.

No further directions are required to be passed.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

(VIVEK PURI)
JUDGE

July 19, 2021

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No