

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

104

**CWP-19374-2019 (O&M)
Date of Order:02.08.2021**

SAVITA AND ANOTHER

..Petitioners

Versus

UNION OF INDIA AND OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Kumar Rajesh, Advocate,
for the petitioners.

Mr. Rishi Kaushal, Advocate
for respondent no.1 and 3.

Mr. Samarth Sagar, Addl. A.G.,Haryana

Mr. Lokesh Sinhal, Sr. Addl. AG, Haryana
for respondent no.4.

ANIL KSHETARPAL, J(Oral)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

Admittedly, the notification, with respect to the piece of land which is claimed to be owned by the petitioners, has already been issued on 07.10.2019. The competent authority has passed a separate award with respect to the land in question on 19.08.2020.

The petitioners filed the present writ petition claiming that the respondents be prohibited from interfering in the possession of the land without acquisition.

On 18.07.2019, the following order was passed:-

“Inter alia submits that the petitioners’ land was not subject matter of the notification (P1) issued under the National Highways Act, 1956 which was for the purpose of development of National Highway connecting

Meerut-Sonepat-Jhajjar for the operation of NH-334 B on the stretch of the land from KM 0 to KM 45.07 (Mini Secretariat Sonipat) in the the land falling in village Asswarpur, District Sonepat. The road as such was cutting across the area of Ashoka University. Reference is made to site plan (P4). It is submitted that the said Institute approached this Court in CWP No.28431 of 2018 (P9) and the benefit of status quo was granted on 28.11.2018 (P10). It is submitted that the respondents have now put pillars in the land of the petitioners and other landowners which is not in alignment as per the notification.

Notice of motion.

On the asking of the Court, Mr. Shivendra Swaroop, AAG Haryana accepts notice on behalf of respondent No.2. Copy supplied.

To come up for service of the remaining respondents No.1,3 & 4 on 01.08.2019.

In the meantime, the respondents shall not construct any metalled road as such on the land of the petitioners till the next date of hearing.”

Since, the aforesaid piece of land has now been acquired vide the award dated 19.08.2020, therefore, in the considered view of this Bench, the writ petition has been rendered infructuous. It may be noted that the petitioners are not challenging the correctness of the notification dated 07.10.2019 and the award dated 19.08.2020.

Disposed of as infructuous.

All the pending miscellaneous applications, if any, are also disposed of.

August 02, 2021
nt

(ANIL KSHETARPAL)
JUDGE

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