

In the High Court of Punjab and Haryana, at Chandigarh

Civil Writ Petition No. 1263 of 2021

Date of Decision: 19.01.2021

Roshan Lal and Others

... Petitioner(s)

Versus

Union of India and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. R.S.Athwal, Advocate
for the petitioners.

Anil Kshetarpal, J.

The petitioners claim that they were owners of 1 kanal 12 marlas of land, which was taken over by the National Highway Authority of India for widening the national highway from Jalandhar to Pathankot.

In the revenue record, the petitioners were recorded to be owners of 1 kanal 2 marlas of land. The National Highway Authority of India issued a notification on 24.12.2004, for acquiring the land. The petitioners have been paid compensation for the land measuring 1 kanal 2 marlas as per the revenue record. The petitioners now claim that the revenue record has been corrected and now they are owners of 1 kanal 12 marlas of land. They submit that this additional land of 10 marlas is in possession of the National Highway Authority of India, without payment of any compensation. As per pleadings, this error came to the notice of the petitioners in the year 2006.

Keeping in view the aforesaid facts, it is considered appropriate to relegate the petitioners to alternative remedy, as per law, including that of

... filing a civil suit, particularly when the disputed questions of fact are likely

to arise and the writ petition has been filed after a long delay.

With the observations made above, the present writ petition is disposed of.

(Anil Kshetarpal)
Judge

January 19, 2021
“DK”

Whether speaking/reasoned :Yes/No

Whether reportable : Yes/No