

CWP-282-2021

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

CWP-282-2021

Date of decision: 8.1.2021

OM PRAKASH SHARMA AND ANR

...Petitioners

Versus

STATE OF HARYANA AND OTHERS

...Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN
HON'BLE MR. JUSTICE VIVEK PURI**

Present: Mr.Abhinav Aggarwal, Advocate for
Mr.KP Singh, Advocate for the petitioners

Mr.Ankur Mittal, Addl.AG, Haryana

JITENDRA CHAUHAN, J.

The matter has been taken up through video-conferencing in the light of the pandemic Covid-19 situation and as per instructions.

This writ petition under Articles 226/227 of the Constitution of India has been filed for issuance of direction to the respondents to release/denotify the land of the petitioners bearing Khasra No. 85/16/2 (0 kanal 13 marlas) situated within the revenue estate of Village Sihi in view of Section 101 and 101A of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

Learned counsel appearing on behalf of the petitioners states that at this stage, he would be satisfied, if a direction is issued to respondent No.4 – Chief Administrator, Haryana Shahari Vikas Pradhikaran (HSVP), Sector 6, Panchkula to consider and decide the representation

dated 16.9.2020 (Annexure P-6) expeditiously.

Heard.

A complete set of paper book has already been handed over to the learned State counsel.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.4 – Chief Administrator, Haryana Shahari Vikas Pradhikaran (HSVP), Sector 6, Panchkula to consider and decide the representation dated 16.9.2020 (Annexure P-6) in accordance with law within three months from the date of receipt of the certified copy of the judgment. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioners is admissible to them, in such eventuality, the consequential relief be allowed to them, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioners is not admissible or made out, in that case, a speaking order be passed in the matter.

[JITENDRA CHAUHAN]
JUDGE

[VIVEK PURI]
JUDGE

8.01.2021
gsv

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No