

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

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**CWP No.3601 of 2022(O&M)
Date of decision:24.02.2022**

Ali Mohammad

...Petitioner

Versus

National Highways Authority of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

**Present: Mr. Vinay Kumar Pandey, Advocate
for the petitioner.**

ANIL KSHETARPAL, J (Oral)

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

Admittedly, two civil suits filed by the petitioner to restrain the competent authority for land acquisition from paying the amount of compensation with respect to compulsorily acquisition of the land under the National Highways Act, 1956, are pending before the Civil Courts.

Through this writ petition, the petitioner prays for issuance of a writ in the nature of mandamus to direct the District Revenue Officer-cum-Competent Authority for land acquisition to refer the matter under Section 3H(4) of the National Highways Act, 1956, to the Principal Civil Court for deciding the question of apportionment of the compensation for the acquired land.

Since, the matter is already pending before the Civil Court, therefore, it will not be appropriate to direct the competent authority to once

again refer the matter because it will result in multiple proceedings for the same case.

Hence, dismissed.

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

February 24, 2022
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(ANIL KSHETARPAL)
JUDGE

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