

123 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

1.CWP-4063-2022 (O&M)

Sohan Pal
....Petitioner

Versus

State of Haryana and others
..Respondents

2.CWP-4078-2022 (O&M)

Tika Ram
....Petitioner

Versus

State of Haryana and others
..Respondents

3.CWP-4081-2022 (O&M)

Inder Pal
....Petitioner

Versus

State of Haryana and others
..Respondents

4.CWP-4110-2022 (O&M)

Vijay Pal
....Petitioner

Versus

State of Haryana and others
..Respondents

5.CWP-4115-2022 (O&M)

Resham
....Petitioner

Versus

CWP-4063-2022 (O&M)
and connected cases 2

State of Haryana and others
..Respondents

6.CWP-4117-2022 (O&M)

Bhagwan Singh
....Petitioner

Versus

State of Haryana and others
..Respondents

7.CWP-4119-2022 (O&M)

Manoj
....Petitioner

Versus

State of Haryana and others
..Respondents

8.CWP-4121-2022 (O&M)

Jalwati
....Petitioner

Versus

State of Haryana and others
..Respondents

9.CWP-4123-2022 (O&M)

Vikram
....Petitioner

Versus

State of Haryana and others
..Respondents

10.CWP-4126-2022 (O&M)

Narender
....Petitioner

Versus

CWP-4063-2022 (O&M)
and connected cases 3

State of Haryana and others ..Respondents

11.CWP-4131-2022 (O&M)

Ranbir SinghPetitioner

Versus

State of Haryana and others ..Respondents

12.CWP-4136-2022 (O&M)

DharmenderPetitioner

Versus

State of Haryana and others ..Respondents

13.CWP-4138-2022 (O&M)

JashveerPetitioner

Versus

State of Haryana and others ..Respondents

14.CWP-4141-2022 (O&M)

JagdishPetitioner

Versus

State of Haryana and others ..Respondents

15.CWP-4143-2022 (O&M)

Satbir SinghPetitioner

Versus

**CWP-4063-2022 (O&M)
and connected cases** **4**

State of Haryana and others
..Respondents

16.CWP-4146-2022 (O&M)

Tek Chand
....Petitioner

Versus

State of Haryana and others
..Respondents

17.CWP-4147-2022 (O&M)

Gopal
....Petitioner

Versus

State of Haryana and others
..Respondents

18.CWP-4148-2022 (O&M)

Kishan Singh
....Petitioner

Versus

State of Haryana and others
..Respondents

19.CWP-4153-2022 (O&M)

Rajpal Singh Tanwar
....Petitioner

Versus

State of Haryana and others
..Respondents

Date of decision: 03.03.2022

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Devender Kumar, Advocate for the petitioner

in all the petitions

Mr. Samarth Sagar, Addl. AG, Haryana

ANIL KSHETARPAL, J (Oral)

By this order, 19 civil writ petitions i.e CWP-4063, 4078, 4081, 4110, 4115, 4117, 4119, 4121, 4123, 4126, 4131, 4136, 4138, 4141, 4143, 4146, 4147, 4148 and 4153 of 2022 shall stand disposed of.

In all these writ petitions, the petitioners pray for issuance of a writ in the nature of Mandamus to direct the respondent no.2- Arbitrator-cum-Additional Deputy Commissioner, Palwal, to decide the arbitration proceedings which are pending before him. It has been asserted that the petitioners' land was acquired by the Union of India in exercise of the powers under the National Highways Act, 1956. The award was passed by the competent authority for land acquisition on 24.12.2013. On applications filed, the matter was referred to the Arbitrator-cum-Additional Deputy Commissioner, Palwal, in the year 2014. The petitioners complain that even after a period of 8 years, the matters have not been finally decided.

As per the provisions of the National Highways Act, 1956 Act, the Arbitrator is required to adjudicate upon the correct market value of the acquired land. In other words, the Arbitrator is entitled to reassess the market value in accordance with the well settled principles.

Notice of motion.

At the request of the Court, Mr. Samarth Sagar, Addl. AG, Haryana, accepts notice on behalf of respondent no. 1 to 3 and states on instructions from Sh. Brij Mohan, Reader to the Deputy Commissioner-

**CWP-4063-2022 (O&M)
and connected cases**

6

cum-Arbitrator, that the matters are now pending before the Deputy Commissioner, Palwal. He submits that these matters will be decided positively within a period of one month, from today.

Keeping in view the aforesaid facts, no further order is required to be passed.

Disposed of.

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

03.03.2022

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

**(ANIL KSHETARPAL)
JUDGE**