

139 and 140
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

1.CWP-9739-2022 (O&M)

Devinder Singh

....Petitioner

Versus

State of Punjab and others

..Respondents

2.CWP-9878-2022 (O&M)

Ravinder Kaur

....Petitioner

Versus

State of Punjab and others

..Respondents

Date of decision: 10.05.2022

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vinod Kumar, Advocate for the petitioner
in both the petitions

ANIL KSHETARPAL, J (Oral)

By this order, two identical writ petitions i.e CWP-9739-2022 and CWP-9878-2022 shall stand disposed of.

The petitioners (in both the petitions) complain that on account of the acquisition of the land, the Land Acquisition Collector (hereinafter referred to as 'LAC') has only released the partial payment representing the market value of the structure whereas the amount payable for acquisition of the plot/land has not been released. The LAC passed the award on 07.01.2022. The petitioners sent notice calling upon the LAC to pay the amount. In response thereto, the LAC has explained that the amount will be released as soon as the same is

received from the Nagar Council, Mandi Gobindgarh.

Admittedly, on an application filed under Section 64 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, the matter has been referred to the authority (Reference Court), which is stated to be pending. The Reference Court is seized of the matter, therefore, the petitioners are relegated to the remedy before the Reference Court where they shall be entitled to file an application in this respect. Let the Reference Court decide the application within a period of 15 days from the date of receipt of the application.

Disposed of.

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

10.05.2022

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE