

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

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**CWP-11426-2022 (O&M)
Date of Order: 25.05.2022**

Vista Realty Pvt. Ltd.

..Petitioner

Versus

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Priyanka Dalal, Advocate, for the petitioner.
Mr. Harsh Vardhan, AAG, Haryana.

ANIL KSHETARPAL, J(Oral)

The learned counsel representing the petitioner admits that on an application filed by the petitioner, the matter has been referred to the authority under Section 64 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013. The petitioner herein claims interest from the date the award passed by the Land Acquisition Collector. As per the order passed by the Land Acquisition Collector on the date of announcement of the award, the landowners did not permit the authorities to take actual physical possession of the acquired land.

Once the matter is pending before the competent Court for assessment of the market value of the acquired land, the petitioner, if so advised, may claim the amount of interest before the authority. In a writ petition, the Court ordinarily cannot decide the disputed questions of fact particularly when the Land Acquisition Collector has specifically passed the order on 08.11.2021, that the actual physical possession was not permitted to be taken over on the date the award was passed.

Disposed of accordingly.

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

May 25, 2022
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(ANIL KSHETARPAL)
JUDGE

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