

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

**CWP No.11476 of 2022(O&M)
Date of Order: 26.05.2022**

Swami Satyanand

..Petitioner

Versus

Union of India and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rajnish K. Gupta, Advocate, for the petitioner.
Mr. Harsh Vardhan, AAG, Haryana

ANIL KSHETARPAL, J(Oral)

Admittedly, the land in dispute is recorded as “Shamlat Deh” in the revenue record. The petitioner claims to be the manager of a religious institution who is stated to have planted certain trees in and around the temple. The petitioner claims that while acquiring the land a large number of trees have been removed but no compensation has been assessed or paid by the competent authority

The learned counsel representing the petitioner admits that the compensation qua the land is already deposited with the Gram Panchayat of the village.

Section 3(G)(5) of the National Highways Act, 1956 enables any interested person to make a request to the Central Government to appoint an Arbitrator in order to satisfy the claim of any person who is interested in the compensation. The entitlement of the petitioner to the compensation is debatable.

In such circumstances, it is considered appropriate to request the petitioner to file an application under Section 3(G)(5) of the National Highways Act, 1956, to the Central Government for nominating an Arbitrator.

With these observations, the petitioner is relegated to the alternative remedy.

Disposed of accordingly.

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

May 26, 2022

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(ANIL KSHETARPAL)
JUDGE

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