

CWP-14219 of 2019

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

CWP-14219 of 2019
Date of Decision: 17.05.2022

Sitar Mohammad

...Petitioner

Versus

State of Punjab and others

....Respondents

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MR. JUSTICE ASHOK KUMAR VERMA**

Present:- Mr. Rajbir Singh, Advocate,
for the petitioner.

Ms. Anu Pal, DAG, Punjab.

Mr. Nishant Maini, Advocate,
for respondent No.2.

Mr. Gulam Nabi Malik, Advocate,
for respondent No.4.

RITU BAHRI, J. (ORAL)

Petitioner-Sitar Mohammad is seeking quashing of notification dated 03.01.2017 (Annexure P-1) issued under Section 11 of the Right to Fair Compensation and Transparency in Land Acquisition Rehabilitation and Resettlement Act, 2013 (for short 'the Act'); notification dated 12.01.2018 (Annexure P-7) issued under Section 19 of the Act and award dated 18.05.2018 (Annexure P-11) passed under Section 31 of the Act whereby land of graveyard measuring 19 marlas bearing khasra No.43 situated at village Rani Majra has been acquired.

On notice of the writ petition, reply has been filed by respondent No.2 on 02.09.2020. Along with the reply, proceeding report

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of the meeting held on 04.06.2020 has been placed on record as Annexure R-2/III. In the said meeting petitioner, Mr. Balwinder Singh, Zonal Waqf Board Officer, Labh Singh, Sarpanch Village Rani Majra and other persons of the village were present and consent was given to take compensation of the acquired land measuring 19 marlas. It was decided to purchase alternate land for graveyard for the Muslim fraternity. It is further mentioned that after collecting compensation by the Punjab Waqf Board from the Reference Court, petitioner-Sitar Mohammad and Labh Singh, Sarpanch, Village Rani Majra will have no objection. Petitioner also stated that he will withdraw the present writ petition.

Learned counsel for respondent No.4 informs the Court that they have collected the compensation from the Reference Court.

Since the compensation has been withdrawn and the Waqf Board is bound by the statement given in the meeting held on 04.06.2020 (Annexure R-2/III) that they will purchase the alternate land for graveyard for Muslim fraternity, no further orders are required to be passed.

Disposed of accordingly.

(Ritu Bahri)
Judge

(Ashok Kumar Verma)
Judge

May 17, 2022
R.S.

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No