

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

CWP-22158-2022 (O&M)

Date of decision: 28.09.2022

Bijender and another

...Petitioners

Versus

Union of India and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vikram Singh, Advocate for the petitioners

Mr.J.S.Pannu, AAG, Haryana

ANIL KSHETARPAL, J (Oral)

The dispute is with regard to the entitlement as well as the apportionment of the compensation, payable on account of compulsory acquisition of land, in exercise of the powers under the National Highways Act, 1956. Section 3H(4) of the National Highways Act, 1956 requires the competent authority to refer the dispute to the decision of the Principal Civil Court of original jurisdiction, within the limits of which, the land is situated, if any dispute arises as to the entitlement or apportionment thereof.

The petitioners claim to be co-sharers. On 23.09.2022, learned State counsel was requested to examine the file and take instructions before assisting the Court.

Sh.J.S.Pannu, AAG, Haryana, on instructions from Sh. Chander Mohan, DRO-cum-LAC, Rohtak, has stated that the concerned authority proposes to refer the matter to the competent authority within a period of one month, from today.

In view of the aforesaid, the writ petition is disposed of.

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

28.09.2022
rekha

(ANIL KSHETARPAL)
JUDGE

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