

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

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**CWP-5257-2022(O&M)
Date of decision:16.03.2022**

Smt. Rekha Garg

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

**Present: Mr. Navneet Singh, Advocate, for the petitioner.
Mr. Harsh Vardhan, AAG, Haryana.
Mr. Pritam Singh Saini, Advocate, for the HSIIDC.**

ANIL KSHETARPAL, J (Oral)

The hearing of the case is being held through video conferencing on account of restricted functioning of the Courts.

The petitioner prays for issuance of a writ in the nature of mandamus to direct the respondents to release the amount of enhanced compensation along with the statutory interest in terms of the order passed by the Land Acquisition Collector, under Section 28-A of the Land Acquisition Act, 1894, on 18.09.2017.

The petitioner claims that the respondents while acquiring the land did not pay the appropriate amount to the landowners. On an application filed under Section 18 of the Land Acquisition Act, 1894, the Reference Court enhanced the compensation. The petitioner's application under Section 28-A of the Land Acquisition Act, 1894, was allowed on 18.09.2017. It is the case of the petitioner that even after the period of 5½ years, the amount has not been paid.

Notice of motion.

On the request of this Court, Mr. Harsh Vardhan Assistant Advocate General, Haryana, accepts notice on behalf of the State and Mr. Pritam Singh Saini, Advocate, accepts notice on behalf of the HSIIDC.

Mr. Saini, learned counsel representing the HSIIDC states that in principle the decision to release the payment has taken place and the process of releasing the payment shall be initiated within a period of 2 months, positively from today.

Keeping in view the aforesaid facts, the writ petition is disposed of.

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

March 16, 2022
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(ANIL KSHETARPAL)
JUDGE

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