

In the High Court of Punjab and Haryana, at Chandigarh

Civil Revision No. 8126 of 2019

Date of Decision: 21.12.2022

Kapil and Others

... Petitioner(s)

Versus

State of Haryana and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Akshit Aggarwal, Advocate
for the petitioner(s).

Mr. Harsh Vardhan Shehrawat, Assistant Advocate General,
Haryana and Mr. Jaspal Singh Pannu, Assistant Advocate
General, Haryana, for the respondents.

Anil Kshetarpal, J.

1. This revision petition has been filed by the landowners who stood deprived of their land on account of the involuntary acquisition. The market value was re-assessed by the Reference Court. In the execution petition, the Reference Court has directed the petitioners to furnish indemnity and surety bonds.

2. The learned counsels representing the respondents have submitted that the aforesaid indemnity and surety bond have already been furnished and they drawn the attention of the Court to the order dated 04.08.2021 passed by the Reference Court, which is extracted as under:-

“The instant application has been filed by applicants, namely, Kapil, Deepak, Manju Rani and Nitika for issuance of refund voucher in respect of the compensation lying deposited in their names qua acquisition of their land vide Award dated

16.7.2014 passed in LAC case No. 712 of 2011 titled “Kapil & Ors. Vs. State of Haryana & Ors.”

The perusal of record reflects that the matter was posted for furnishing of adequate indemnity/surety bonds in respect of the amount to be disbursed to them as also affidavit to the effect that there is no stay order passed by any court of law regarding disbursement of compensation amount to the claimants. In pursuance thereof, requisite indemnity bonds/ surety bonds have been furnished by all the four applicants which have been accepted and attested. Likewise, all the four applicants have also furnished their respective affidavits wherein they have specifically deposed that there is no stay order regarding release of the amount.

As per the report of concerned Ahlmad, an amount of Rs. 1,87,058/- is lying deposited in favour of all the four above named applicants vide RD No. 1915 dated 21.3.2018. Hence, refund voucher in favour of applicants qua the amount lying deposited in their favour, as per report of Ahlmad, be prepared and handed over to them after due identification and verification, as per rules.

Application stands disposed of, accordingly. After due compliance, file be consigned to records.”

3. Keeping in view the aforesaid facts, no further order is required to be passed. Hence, the present revision petition is disposed of.

(Anil Kshetarpal)
Judge

December 21, 2022
“DK”

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No