

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-35789-2019

Date of decision: 26.08.2022

Amay Garg

...Petitioner

Vs.

State of Punjab and others

...Respondents

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MS. JUSTICE NIDHI GUPTA**

Present: Mr. K.K. Goel, Advocate,
for the petitioner.

Ms. Anu Pal, Sr. DAG, Punjab.

Ritu Bahri, J. (Oral)

Petitioner is seeking quashing of the notification dated 07.03.1968 (Annexure P-1) issued under Section 4 of the Land Acquisition Act, 1894, on the ground that compensation as per market value of the land (as per amended Land Acquisition Act), has not been granted.

Learned counsel for the petitioner refers to the photographs (Annexure P-2) to show that the godowns have been constructed on the land in question.

There is delay of more than 50 years in filing of the present petition. This Court in **Rajesh Malik vs. State of Haryana and others**, CWP-19246-2017 (decided on 30.07.2021), has considered the question of delay in approaching the Court seeking quashing of the notifications issued under the Land Acquisition Act, 1894. In that case, the petitioner(s) had approached this Court in the year 2017 and were claiming parity of release of land as per the judgment passed by Hon'ble the Supreme Court in **Reshma Footwears (P) Ltd. vs. State of Haryana and others**, CWP-2308-

Indore Development Authority vs. Manoharlal and others, AIR 2020 SC

1496, it was held that where the *Rapat Roznamcha* has been entered, the ownership vests with the State. It was further held that they (petitioners therein) could not claim parity of release of land after a delay of more than five years.

In the present case, the petitioner has approached this Court after a gap of more than 50 years, as the acquisition proceedings were initiated way back on 07.03.1968. Therefore, no case for entertaining the present petition after such a long and inordinate delay, is made out.

Dismissed.

(RITU BAHRI)
JUDGE

(NIDHI GUPTA)
JUDGE

26.08.2022
ajp

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