

¹²⁴IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-6099-2023

Decided on:-17.07.2023

Gurjant Singh and others

....Petitioners..

vs.

Union of India and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Ripanjit Singh, Advocate and
Mr. Shantanu Bansal, Advocate,
for the petitioners.

HARKESH MANUJA J. (Oral)

1. By way of present writ petition filed under Article 226/227 of the Constitution of India, prayer has been made for issuance of writ in the nature of mandamus directing respondent No.4 to assess the compensation awarded for acquisition of the land belonging to the petitioners at par with that of contiguous parcels of land falling within the same revenue estate.

2. Upon advance notice, Mr. Vikas Chatrath, Advocate with Ms. Vanya Sehgal, Advocate appear on behalf of respondent-NHAI and refer to a Division Bench judgment of this Court passed in ***“Ramher and others vs. State of Haryana and others”, 2021(4) RCR (Civil) 854***, to contend that once an award stands passed by DRO-cum-Competent Authority, Land Acquisition, Ambala i.e. respondent No.4, the petitioners have their efficacious remedy under Section 3-G (5) of the National Highways Act, 1956, so as to invoke arbitration in accordance with law, praying for enhancement.

3. Learned counsel appearing on behalf of the petitioners is not in a position to controvert the aforesaid legal position of law.
4. In view thereof, the present petition is disposed of with a liberty to the petitioners to avail their remedy in accordance with law, especially under Section 3-G (5) of the National Highways Act, 1956, questioning the award passed by respondent No.4.

17.07.2023

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(HARKESH MANUJA)
JUDGE

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