

CWP-12141-2022 and connected matters 1

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

245 (I) CWP-12141-2022
Date of Decision : September 12, 2023

RAM KRISHAN -Petitioner

V/S

STATE OF PUNJAB AND OTHERS -Respondents

(II) CWP-12815-2022

RAM KRISHAN -Petitioner

V/S

STATE OF PUNJAB AND OTHERS -Respondents

(III) CWP-12817-2022

RAM KRISHAN -Petitioner

V/S

STATE OF PUNJAB AND OTHERS -Respondents

(IV) CWP-12854-2022

RAM KRISHAN -Petitioner

V/S

STATE OF PUNJAB AND OTHERS -Respondents

(V) CWP-12865-2022

RAM KRISHAN -Petitioner

V/S

STATE OF PUNJAB AND OTHERS -Respondents

(VI) CWP-12923-2022

RAM KRISHAN -Petitioner

V/S

STATE OF PUNJAB AND OTHERS -Respondents

(VII) CWP-12926-2022

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RAM KRISHAN

-Petitioner

V/S

STATE OF PUNJAB AND OTHERS

-Respondents

(VIII) CWP-12930-2022

RAM KRISHAN

-Petitioner

V/S

STATE OF PUNJAB AND OTHERS

-Respondents

(IX) CWP-14061-2022

RAM KRISHAN

-Petitioner

V/S

STATE OF PUNJAB AND OTHERS

-Respondents

(X) CWP-14262-2022

RAM KRISHAN

-Petitioner

V/S

STATE OF PUNJAB AND OTHERS

-Respondents

(XI) CWP-14272-2022

RAM KRISHAN

-Petitioner

V/S

STATE OF PUNJAB AND OTHERS

-Respondents

(XII) CWP-14283-2022

RAM KRISHAN

-Petitioner

V/S

STATE OF PUNJAB AND OTHERS

-Respondents

(XIII) CWP-14285-2022

RAM KRISHAN

-Petitioner

V/S

STATE OF PUNJAB AND OTHERS

-Respondents

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(XIV) CWP-14319-2022

RAM KRISHAN

-Petitioner

V/S

STATE OF PUNJAB AND OTHERS

-Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present : Mr. Hardip Singh, Advocate
for the petitioner(s).

Mr. Maninder Singh, DAG, Punjab.

Ms. Kavita Arora, Advocate
for the respondents No.2 to 4.

SURESHWAR THAKUR, J. (ORAL)

1. It is submitted by the learned counsel appearing for the respondents No.2 to 4- Improvement Trust concerned, that the issue which has fallen for consideration before this Court, relates to the entire complement of the determined compensation monies, rather not being deposited or tendered before the court concerned. She further submits, on instructions imparted to her by the official concerned, that the above issue, is subjudice, within the execution petition(s) thus filed at the instance of the present petitioner(s), before the learned Reference Court concerned.

2. If so, since in the said execution petition(s), the apt determination would be made by the learned Reference Court concerned, about the full complement of the assessed compensation monies, rather being, or, being not deposited at the instance of the Improvement Trust concerned, thus before the court concerned, or, before the authority concerned. Consequently, the above issue is thus neither required to be either deliberated upon, nor is required to be adjudicated upon, by this Court

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in the instant proceedings.

3. Be that as it may, the learned counsel for the petitioner(s) submits, that the said execution petition(s) have remained subjudice since 2014 and yet no decision has been made thereon. The above argument has immense vigour, as the learned executing court concerned, thus appears to be making a slothful and tardy progress in making a lawful decision, upon, the execution petition(s), as, subjudice before it.

4. Consequently, for mitigating the above agony of the petitioner(s), this Court deems it fit and appropriate to make a mandamus, upon, the learned executing court concerned to, within a period of four months from today, make a lawful speaking decision upon the said subjudice execution petition(s), but, after hearing all affected persons concerned.

5. Disposed of accordingly.

(SURESHWAR THAKUR)
JUDGE

(KULDEEP TIWARI)
JUDGE

September 12, 2023
devinder

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No