

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

(236)

**CWP-16379-2021 (O&M)
Decided on : 23.02.2023**

M/s Ascot Hotel & Resorts Pvt. Ltd.

.....Petitioner(s)

Versus

State of Haryana & others

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MS.JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Gaurav Chopra, Senior Advocate with
Ms. Vasundhra Asija, Advocate for the petitioner (s).

Mr. Ankur Mittal, Addl. AG, Haryana with
Mr. Saurabh Mago, AAG, Haryana.

G.S. Sandhawal, J. (Oral)

The dispute herein arises on account of 2 bighas of land which was not acquired and which falls within the premises of the Public Health Engineering Department at Karnal. The balance land measuring 44 bighas 5 biswas had been acquired and, accordingly, the prayer as such in the present writ petition is that either to grant access to the land or to pay amount of compensation for not allowing the full use and occupation, apart from the principal relief of acquisition of the land falling in Khasra No.12591/9504 also.

In pursuance of the earlier directions issued, the affidavit of Shri Asheem Khanna, Engineer-in-Chief, Haryana Public Health Engineering Department, Panchkula dated 23.02.2023 on behalf of respondent No.2 has been filed, wherein in sum and substance the matter has been settled in as much a meeting has been held on 20.02.2023 (Annexure R-5), in which the decision has been taken to purchase the said land measuring .42 acres (2 bighas). Relevant paragraph of the affidavit reads as under:-

“4.....In the said meeting, Sh. Vindo Surha, Director on behalf of Ascot Hotels and Resorts Pvt. Ltd. (petitioner) agreed to sell his land (2 Bighas) for Rupees 82,00,000/- (119% higher than the Collector rates). The minutes of the said meeting have been received from office of Director, Land Records, Haryana, vide letter No. DRL: eBhoomi: 2023: SPL-1-18 dated 20.02.2023

(Annexure R-5). As per the minutes of meeting, the following decision has been taken:-

“After negotiations, it was finalized to purchase the land measuring 0.42 acres or as per requirement of the proposed project. The details of land/rates where the project is proposed, are as under:

Village/Town	Area of land (in acres)	Value as per Collector Rate (Rs.in lakh)	Finalised Total Cost (in lakh)	Higher than the Collector Rates
Karnal MC	0.42 (02 Bigha)	37.50 (90.00 lakh/acre	82.00	119%

DC Karnal was directed by the Committee to obtain agreement to sell from each landowner.”

Therefore, in view of the submissions made above, the grievance of the petitioner, as raised in the present writ petition, has been redressed as the department of the answering respondent has agreed to purchase the land of the petitioner measuring 2 bigha for Rs.82,00,000/- in view of the negotiated rates agreed with the petitioner in the meeting of High Powered Land Purchase Committee (HPLPC) on 20.01.2023. The petitioner has submitted his undertaking to the Deputy Commissioner, Karnal on 20.01.2023 **(Annexure R-6)** to sell the land at the cost of Rs.82.00 lakh.

In view of the above, the present writ petition may kindly be dismissed being rendered infructuous.”

Accordingly, keeping in view the above, the present writ petition is disposed of by binding both the parties to the said decision which has now been taken and to comply the necessary formalities within a period of 4 weeks from today.

Disposed of.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

23.02.2023
Naveen

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