

122 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-4215-2023

Date of decision: 28.07.2023

MUSHTAK AHMED

...Petitioner

V/s

UNION OF INDIA AND ORS.

...Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. S.P. Soi, Advocate
for the petitioner.

Mr. Arav Gupta, Advocate for
Mr. R.S. Madaan, Advocate
for respondent No.1.

Mr. S.S. Aulakh, AAG, Punjab.

HARKESH MANUJA J. (ORAL)

By way of present revision petition filed under Article 227 of
Constitution of India, prayer has been made for issuance of directions to the
Reference Court-cum-Additional District Judge, Sangrur to decide the **LAC-**
75-2022 titled as ***Mushtak Ahmed versus SDM Malerkotla*** in a time bound
manner.

2. In the present case, land owned by the petitioner, situated in
village Bir Ahemdabad, Hadbast No.116, Tehsil Malerkotla, District
Sangrur (now District Malerkotla) was acquired for construction of Delhi-
Ludhiana-Amritsar-Katra Highway, in pursuance to notification dated
12.11.2020 issued under Section 3-A of the National Highway Act, 1956
(hereinafter referred to as the 'Act') followed by an Award dated 12.07.2021

passed in exercise of powers under Sections 3-G and 3-H thereof.

3. In pursuance to some dispute of apportionment, the private respondents invoked Section 3-H(4) of 1956 Act and the matter was referred to the Reference Court-Cum-Additional District Judge, Sangrur.

4. Learned counsel for the petitioner submits that the dispute regarding apportionment of compensation is pending adjudication for the past about one and a half year and resultantly, the parties have been deprived of their right of entitlement to receive compensation granted in their favour and Reference Court be directed to decide the petition in a time bound manner.

5. In view of the facts and circumstances as enumerated hereinabove, the present petition is disposed of with a direction to the Reference Court to decide the petition pending before it preferably within a period of nine months.

6. The present revision petition is being disposed of without issuing any notice to the private respondents as the same would cause further delay in disposal of the proceedings pending before the Court below besides causing undue cost of litigation thereupon.

7. Petition stands disposed of.

28.07.2023
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(HARKESH MANUJA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No