

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

**CM-13508-CWP-2023 in/and
CWP-9281-2018(O&M)**

Date of decision: 18.08.2023

Satish and others

... Petitioners

Versus

Union of India and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE RAVI SHANKER JHA,
CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI**

Present: Mr. Ram Bilas Gupta, Advocate, for the petitioners.

Mr. Arun Gosain, Senior Govt. Counsel,
for respondent No.1-UOI.

Mr. Ankur Mittal, Addl. Advocate General, Haryana, and
Ms. Kushaldeep Kaur and Mr. Shivam Garg, Advocate,
for respondents No.2 & 3.

RAVI SHANKER JHA, C.J. (Oral)

1. CM-13508-CWPIL-2023 for placing on record replication to the written statement of respondents No.2 & 3 is allowed, and the same is taken on record.

2. This petition has been filed by the petitioners praying for a declaration to the effect that the acquisition proceedings undertaken by the respondent-authorities under Land Acquisition Act, 1894 be declared as lapsed in view of the provisions of Section 24(2) of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

3. When confronted with the undisputed fact that the award in the said proceedings was passed way-back on 24.08.1971, and possession of the acquired land has been taken over vide rapat roznamcha No.888 on

04.04.1977, which is enclosed along with the written statement as Annexure R-1, and that necessary compensation was tendered by the authorities and has since been deposited in the Treasury at Ballabhgarh vide Recurring Deposit Nos.227 to 337, dated 20.03.1980, learned counsel for the petitioners fairly concedes that the matter is squarely covered by the decision of the Supreme Court rendered in *Indore Development Authority Vs. Manohar Lal and others, AIR 2020 SC 1496*. He, however, submits that necessary directions regarding payment of compensation be issued to the respondent-authorities.

4. Learned Additional Advocate General appearing for the State of Haryana submits that in case the petitioners appear before the Land Acquisition Collector, PWD (B&R), Gurugram on 04.09.2023, the concerned authority shall initiate/facilitate the process of disbursement of compensation to the petitioners in accordance with law.

5. In response, learned counsel for the petitioners undertakes that the petitioners will appear before the concerned authority on 04.09.2023 at 11:00 am and pursue the matter further.

6. In view of the aforesaid submissions made by learned counsel for the petitioners and the statement of learned Additional Advocate General, Haryana, the petition stands disposed of in terms thereof.

7. Pending application(s), if any, also stands disposed of.

(Ravi Shanker Jha)
Chief Justice

(Arun Palli)
Judge

18.08.2023
Rajan

Whether speaking / reasoned:
Whether Reportable:

YES/NO
YES/NO