

In the High Court of Punjab and Haryana at Chandigarh

(117)

CWP No. 21079 of 2023
Date of Decision: 21.9.2023

Sahib Singh

.....Petitioner

Versus

State of Haryana and others

.....Respondents

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

Present: Mr. A.P.S.Sandhu, Advocate and
Mr. Hari Pal, Advocate for the petitioner.

Mr. Ankur Mittal, Addl. A.G., Haryana with
Mr. Saurabh Mago, DAG, Haryana.

Mr. R.S.Madaan, Advocate for respondents No. 2 and 3.

SURESHWAR THAKUR, J. (ORAL)

The instant petition is disposed of with a mandamus, upon the National Highway Authority of India to make a valid demarcation of the site concerned, and, in case thereby, some portion of the land owned by the petitioner, do not form part of the acquired khasra number, thereupon the said portion which do not become part of the acquisition notification, be in accordance with law, released to the present petitioner. Moreover, in case the demarcation report reveals, that the said unacquired portion of the petition land is utilized or possession thereof has been assumed by the acquiring authority concerned, thereupon, as deemed fit, the respondent concerned, can also proceed to draw an acquisition notification in respect thereof, or the respondent concerned may also opt for adopting the consent made concerned.

(SURESHWAR THAKUR)
JUDGE

(KULDEEP TIWARI)
JUDGE

September 21, 2023
Gurpreet

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