



CR No. 1394-2021 (O&M) 1

1/28 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR No. 1394-2021 (O&M)
DATE OF DECISION: 03.10.2024

HARYANA SHEHRI VIKAS PRADHIKARAN, GURUGRAM
THROUGH ITS ESTATE OFFICER-II, GURUGRAM

.....PETITIONER

Vs.

SHAMSHER SINGH MALIK AND OTHERS

.....RESPONDENTS

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

Present: Mr. Ankur Mittal, Advocate, with
Ms. Kushaldeep Kaur, Advocate,
for the petitioner-HSVP.

Mr. Pavan Malik, Advocate,
for the private respondents.

G.S.SANDHAWALIA, J. (ORAL)

1. The challenge in the present Civil Revision Petition is to the order dated 25.05.2016 (Annexure P-6) wherein the executing Court being the Additional District Judge, Mewat had continued the execution proceedings, inspite of the pendency of Civil Writ Petition No. 8398 of 2017, before this Court and stand taken that the acquired land had been de-notified and therefore, the State would not be liable to pay any enhanced compensation.

2. In the said writ petition, vide detailed order of even date and in the earlier mattes, i.e. CWP No. 10259 of 2017 (Mohammad Mamman vs. State of Haryana and others) and other connected cases, decided on



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27.09.2024, we have already allowed the writ petitions and quashed the de-notification process, on the ground that the State did not have any jurisdiction, as such, under Section 101 of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 (for short the Act of 2013) to withdraw from acquisition pertaining to the Land Acquisition Act, 1894, and the same suffered for lack of jurisdiction.

3. In such circumstances, the present petition is disposed of as having been rendered infructuous, keeping in view the fact that the land owners are now free, as such, to agitate for their grievances before the Executing Court.

4. Pending miscellaneous application (s), if any, shall also stand disposed of.

(G.S. SANDHAWALIA)
JUDGE

October 03, 2024
nitin

(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes/No
Whether Reportable	Yes/No