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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-8170-2022 (O&M)
Date of decision : 05.11.2024

Bablu Saini and another ...Petitioners

Vs.

State of Haryana and others ...Respondents

CORAM: HON’BLE MR. JUSTICE G.S. SANDHAWALIA
HON’BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Sakal Sikri, Advocate for
Mr. Gaurav Singh Rana, Advocate for the petitioners.

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

Mr. Ankur Mittal, Advocate with
Ms. Kushaldeep Kaur, Advocate for respondent No.2.

G.S. SANDHAWALIA, J. (Oral)

The present writ petition has been filed under Article 226 of the Constitution of India for deciding representation dated 15.04.2022 (Annexure P-10) in view of the mandate of the Hon’ble Supreme Court of India in case of “*Raghubir Singh and another Vs. State of Haryana and others*”

2. The claim as such was for release of the land of the petitioners under Section 101-A of Right to fair Compensation and Trasparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 and policy dated 14.09.2018 (Annexure P-9) for the land acquired vide the notifications dated 23.08.2007 (Annexure P-3) and 21.08.2008 (Annexure P-4) issued under Sections 4 and 6 of the Land Acquisition Act, 1894 followed by award dated



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19.08.2010 (Annexure P-5) as per the State Amendment.

3. Apparently, the order has already been passed on 26.03.2024 (Annexure R-2), rejecting the claim as such on the ground that the essentiality and viability of the land in question, affects the planning of 45 meter wide road of Sector-9, Safidon, Jind. The justification has been done and the site plan (Annexure R-1) has been appended.

4. Faced with this situation, learned counsel for the petitioners submits that he may be permitted to withdraw the present writ petition with liberty to file fresh petition to challenge the order, if, so desired. The main prayer was for consideration of the representation, therefore, the same has been rendered infructuous.

5. The petition is disposed of with the liberty aforesaid.

(G.S. SANDHAWALIA)
JUDGE

(DEEPAK MANCHANDA)
JUDGE

05.11.2024

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