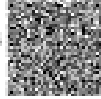


**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Date of Decision: 1st August, 2024

(1) 119-CWP No. 16572 of 2024 (O&M)

2024:PHHC:098401-DB



Niranjan Lal and others

..Petitioners

Versus

State of Haryana and others

..Respondents

(2) 120-CWP No. 16623 of 2024 (O&M)

2024:PHHC:098404-DB



Ramesh Chand and others

..Petitioners

Versus

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. Sushil K. Sharma, Advocate for petitioners.

Mr. Ankur Mittal, Addl. AG Haryana with
Mr. Saurabh Mago, DAG Haryana.

GURMEET SINGH SANDHAWALIA, J(Oral)

1. Challenge in both the petitions is to the acquisition issued through notification dated 6.1.2006 under Section 4 of the Land Acquisition Act, 1894 (for short 'the 1894 Act') and 9.8.2006 issued under Section 6 of the 1894 Act. The award was passed on 7.12.2006 whereby the land has been acquired.

2. The process of acquisition of the land of the petitioners was initiated way back vide notification dated 6.1.2006 under Section 4 of the Land Acquisition Act (Annexure P-3) against which the petitioners filed objections under Section 5-A of the said Act of 1894 (Annexure P-2). However, the same were rejected after affording opportunity of hearing and declaration under Section 6 of the Act was issued vide notification dated 9.8.2006. Ultimately the Award was announced on 7.12.2006.

3. The petitioners have now at this belated stage after a period of almost 18 years seek to challenge the acquisition proceedings and therefore stall the planned development for which the land was acquired for the purpose of development and utilization of land for Residential/Commercial Sector 6 and 7 and the proposed 60 meters wide road at Rewari.

4. The alleged ground is as such the discrimination and release of the land of others after the award and not the acquired land of petitioners.

5. Keeping in view the belated challenge as such we are of the considered view that the writ petitions at this stage are liable not to be entertained only on account of the fact that some land owners may have on earlier occasion challenged the acquisition in the year 2008-2009. The petitioners having not opted for challenge at the relevant time when the award was passed in 2006, at this belated stage cannot be permitted to join the band wagon with other land owners who were vigilant of their rights.

6. Resultantly, we dismiss the writ petitions.

7. A photocopy of this order be placed on the file of another connected case.

(G.S. SANDHAWALIA)
JUDGE

1st August, 2024

reema

(MEENAKSHI I. MEHTA)
JUDGE

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