



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No.25179 of 2022 (O&M)
Date of Decision: 13.11.2024

Uma Lal Yadav
...Petitioner

Versus

State of Haryana & Others
...Respondents

CORAM: HON’BLE MR. JUSTICE G.S. SANDHAWALIA
HON’BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. Shiv Kumar, Advocate,
for the petitioner.

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

Mr. Ankur Mittal, Advocate with
Ms. Kushaldeep Kaur Manchanda, Advocate,
for respondent-HSVP.

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G.S. SANDHAWALIA J. (Oral)

The prayer in the present writ petition, filed under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of mandamus directing the respondents to de-notify/release the house of the petitioner existing on 100 square yards under Section 101-A of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013.

2. The written-statement filed on behalf of respondents No.2 and 4 is as under:-

“That in reply to the para 6 of the petition, it is submitted petitioner cannot seek de-notification of the land under Section 101-A of Act of 2013 as a matter



of right. Further the land in question has vested in the HSVP and it is for the beneficiary department to opine as to whether the land is “unviable” or “non-essential”. The land in question is essential and viable as the same affects the alignment of Sector dividing road of Sectors 45 and 46, Faridabad and District Centre Site in Sector 45, Faridabad. It is further submitted that now the answering respondent is the owner of the land in question and the petitioner is in possession of the same only in the capacity of trespasser and not as an owner. The detailed submissions made in this regard in the preliminary submissions are reiterated here and same may kindly be read as part and parcel of reply to the instant para.”

- 3. Keeping in view above, learned counsel for the petitioner seeks permission to withdraw the instant petition.
- 4. Resultantly, the same stands dismissed for having been withdrawn.
- 5. All the pending application(s) stand disposed of accordingly.

(G.S. SANDHAWALIA)
JUDGE

November 13, 2024
seema

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: Yes
Whether Reportable: No