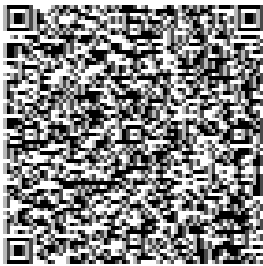


2024:PHHC:099485-DB



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(114 to 118)

CWP-27107-2023

Jiwan Lal & others
.....Petitioner (s)
Versus

Union Territory Chandigarh & others
....Respondent(s)

(2) CWP-27124-2023

Kanwardeep Singh Manku & others
.....Petitioner (s)
Versus

Union Territory Chandigarh & others
....Respondent(s)

(3) CWP-27187-2023

Ajit Singh
.....Petitioner (s)
Versus

Union Territory Chandigarh & others
....Respondent(s)

(4) CWP-27207-2023

Raj Kumar & others
.....Petitioner (s)
Versus

Union Territory Chandigarh & others
....Respondent(s)

(5) CWP-28750-2023

Karamjit Singh & others
.....Petitioner (s)
Versus

Union Territory Chandigarh & others
....Respondent(s)

(6) CWP-27210-2023

Sukhminder Singh & others
.....Petitioner (s)
Versus

Union Territory Chandigarh & others
....Respondent(s)

(7)

CWP-28893-2023

Vipan Goel & others

.....Petitioner (s)

Versus

Union Territory Chandigarh & others

....Respondent(s)

Decided on: 05.08.2024

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

Present:- Mr.Anupam Gupta, Sr.Advocate
with Mr.Gautam Pathania, Advocate for the petitioner (s).

Mr.Amit Jhanji, Sr.Advocate
Mr.Sumeet Jain, Addl.Standing Counsel
with Mr.Jaivir Chandail, Panel Counsel, for respondent-U.T.

G.S. Sandhawalia, J. (Oral) :

1. Challenge herein is to the notification issued under Section 4 of the Land Acquisition Act, 1894 way-back on 03.08.1999 (Annexure P-13) and the subsequent declaration on 15.02.2000 (Annexure P-14) under Section 6. Apparently, an award has also been passed on 14.02.2002 (Annexure P-15) which is subject matter of challenge.

2. Written statement has also been filed taking the usual plea of delay and laches that the present writ petition has been filed after 21 years. The fact that the petitioners are alleged lessees and the original landowners have taken the compensation, has been highlighted.

3. Senior Counsel for the petitioners submits that the prayer for resettlement at an alternate site has been made as the petitioners are carrying on trade of furniture market which is pending consideration before the Deputy Commissioner. It is also pointed out that there was an

earlier round of litigation due to which the petitioners have continued in possession on account of an interim order. He thus submits that the Administration is likely to take a call on the same and therefore, prays for an accommodation.

4. Keeping in view the above, we are not inclined to keep this matter pending, in view of the facts summarized above, since it is an admitted fact that the matter is being considered by the authorities, as very fairly pointed out by the Senior Standing Counsel, Mr.Jhanji. Thus, we dispose of the present writ petitions with liberty to the Administration to take a call on the issue within a period of 4 weeks from today, on the issue of rehabilitation, which may be the only possible relief the petitioners can seek.

5. With the above-said directions, the writ petitions stands disposed of.

(G.S. SANDHAWALIA)
JUDGE

05.08.2024
Sailesh

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned :	Yes	
Whether Reportable :		No