

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-26653-2023(O&M)
Date of decision: 30.04.2024

Prisha Infrastructure Developers Pvt. Ltd.
... Petitioner
Versus
State of Haryana and others
... Respondents

CORAM: HON’BLE MR. JUSTICE ARUN PALLI
HON’BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. S.K. Yadav, Advocate,
for the petitioner.
Mr. Deepak Bhardwaj, DAG, Haryana.

ARUN PALLI, J. (Oral)

On November 29,2023, a coordinate Bench of this Court had
passed the following order:

“Learned counsel for the petitioner refers to the
letter dated 26.10.2023 (Annexure P-6), whereby the Toll
Point-27 on Rohtak-Kharkhoda-Delhi Border Road at
Km.41.625 (near Delhi Border, SH-18), Village Ferozpur,
allotted to the petitioner as per the agreement dated
05.1.2023 (Annexure P-1) has been cancelled.

The grievance of the petitioner is that at the time
of installation of the said Toll Point they have spent huge
amount (approximately Four Crores and Fifty Six
Lakhs). Learned counsel for the petitioner submits that
vide agreement dated 05.1.2023 (Annexure P1), the said
Toll Point was allotted to the petitioner for a period of 18
months i.e. from 10.01.2023 till 10.07.2024 but in the
month of October 2023, it has been cancelled. Learned
counsel submits that the petitioner is seeking extension
of time to run the said Toll Point as per agreement dated
05.1.2023 (Annexure P-1).

Notice of motion.

On asking of the Court, Mr. Deepak Balyan, Addl. A.G., Haryana accepts notice on behalf of respondents-State and seeks time to file response in the matter.

Learned State counsel is directed to file the reply clarifying as to whether the said Toll Point has been closed as per the policy decision and why compensation should not be paid to the petitioner at this stage.

Adjourned to 09.02.2024.”

We had heard learned counsel for the parties at length, when during the course of hearing, they have reached a consensus: that it would be expedient if the petition is disposed of, at this stage, to enable the petitioner to invoke clause 38 of the agreement (at page 83 of the paper book) for amicable resolution of the dispute. And thereafter, if the occasion so arises, to avail such other remedies as shall be admissible in law.

In the wake of the above, and the consensus that has been arrived at between the learned counsel for the parties, the petition is accordingly disposed of.

**(Arun Palli)
Judge**

**(Vikram Aggarwal)
Judge**

30.04.2024
Rajan

Whether speaking / reasoned:
Whether Reportable:

YES/NO
YES/NO