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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-32196 of 2024 (O&M)
Date of Decision: 29.11.2024

Anand NVH Products (P) LTd. Petitioner
Vs.

The State of Haryana and others Respondents

CORAM: HON’BLE MR. JUSTICE SANJEEV PRAKASH SHARMA
HON’BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. R.S. Khosla, Sr. Advocate with
Mr. Sarvesh Malik, Advocate for the petitioner.

SANJEEV PRAKASH SHARMA, J.(Oral)

1. Learned Sr. Counsel submits that the prayer made by the petitioner asking the respondents to provide the details of calculations made for arriving at the figure of enhanced price chargeable from the petitioner i.e. Rs.12,990/- per sq. meter in lieu of enhanced compensation. Learned Senior counsel submits that in terms of the judgment of this Court, titled as, ‘Nisha Vs. State of Punjab’, 2001(4) RCR (Civil) 40, the respondents are required to provide the method and manner through which they have enhanced the price chargeable from the petitioner as above.

2. It is submitted that the last date for availing the One Time Settlement Scheme is 30.11.2024 and till the time the petitioner is not supplied with details of calculations made for enhanced cost of compensation, therefore, petitioner would not be able to submit any application under OTS scheme.



3. We have considered the submissions and find that no judicial review is required to be done by this Court either under Article 226 of 227 of the Constitution of India and as on today no cause of action arises to issue mandamus as no right has been taken away from the petitioner. Demanding details of calculation by the petitioner, is merely information to be received from the respondents for which Right to Information Act is available and the petitioner can very well take recourse to the same.
4. In view of the above, the present petition is dismissed with liberty to take recourse in accordance with law.
5. All pending applications also stand disposed of accordingly.

(SANJEEV PRAKASH SHARMA)
JUDGE

(SANJAY VASHISTH)
JUDGE

November 29, 2024
rashmi

1. Whether speaking/reasoned?

Yes/No
2. Whether reportable?

Yes/No