



CWP No.9472 of 2025 (O&M)

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

205

CWP No.9472 of 2025 (O&M)
Date of Decision:11.09.2025

GURDIP SINGH

.....Petitioner

Vs

UNION OF INDIA AND OTHERS

....Respondents

CORAM: *HON'BLE MR. JUSTICE HARKESH MANUJA*

Present: Mr. Satbir Rathore, Advocate
for the petitioner.

Mr. Bhupender Singh, Advocate for
Mr. Rishi Kaushal, Advocate
for respondent No.2.

Mr. Gunjan Mehta, Addl. A.G., Punjab.

HARKESH MANUJA, J. (Oral)

[1]. Present petition has been filed on behalf of the petitioner seeking following relief:-

(i) Issue a writ in the nature of mandamus directing the respondents to pay the same compensation to the petitioner as has been paid to the similarly situated land owners of the same Village as per award dated 23.11.2020 (P-6) relating to the same kind of adjoining land i.e. Rs. 1.45 lac per Marla for the land acquired under same acquisition under the National Highways Act, 1956 for widening of Jalandhar-Pathankot NH-1A alongwith all statutory benefits as per provisions of Sections 23 (1-A), 23 (2), 28 and 34 of the Land Acquisition Act, 1894 in view of Division Bench Judgment of this Hon'ble Court titled M/s Golden Iron and Steel Forgings Vs. Union of India and ors, 2011(4) R.C.R (Civil) 375 and the judgment of Hon'ble Supreme Court of India passed in Union of India & others Vs Tarsem Singh & others (Civil Appeal No. 7064/19), as the award dated



CWP No.9472 of 2025 (O&M)

23.11.2020 (P-6) has become final and has been implemented by NHAI on 09.09.2023 in execution proceedings or in the alternative, the Id. Arbitrator may kindly be directed to decide the case of the petitioner for enhancement of compensation keeping in view the abovesaid award dated 23.11.2020.

(ii) Issue any other appropriate, writ order or direction which this Hon'ble Court may deem fit and proper to the facts and circumstances of the instant case."

[2]. Learned counsel for the petitioner submits that the matter for enhancement of compensation was finally heard by the Arbitrator on 08.01.2024, however the Award has not been pronounced so far. He further submits that the Arbitrator, who heard the matter stands transferred. An application dated 19.11.2024 (Annexure P-5) has been moved on behalf of the petitioner for re-hearing the matter in accordance with the law being covered with the Award dated 23.11.2020 (Annexure P-6) of the same village for the same kind of land, however, the said application is still pending consideration.

[3]. Learned counsel further submits that, the petitioner would be satisfied, in case the present Arbitrator is directed to consider the application dated 19.11.2024 (Annexure P-5) and decide the case afresh in a time bound manner.

[4]. Learned counsel appearing on behalf of the respondents raise no objection to the innocuous prayer made by learned counsel for the petitioner.

[5]. In view of above, the present petition is disposed of with the direction to decide the arbitration proceedings related to enhancement of compensation pending before the learned Arbitrator within 02 months from today by taking into consideration the Award dated 23.11.2020 (Annexure P-6) passed in **Case No.MA-171 of 2011** titled **'Waryam Singh vs. Union of India & others'** pertaining to the same village.



CWP No.9472 of 2025 (O&M)

[6]. It is made clear that in case the learned Arbitrator fails to conclude the arbitration proceedings within the aforementioned period, the petitioner shall be entitled for litigation cost(s) of Rs.50,000/- towards delay in adjudication, which shall be paid by respondent No.4.

[7]. Pending application(s), if any shall also stand disposed of.

September 11, 2025
Atik

(HARKESH MANUJA)
JUDGE

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