



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

119

**CWP-13776-2023 (O&M)
Date of Decision: 19.02.2025**

Jaspal Singh**....Petitioner****Versus****State of Haryana and others****....Respondents**

- (2) CWP-13777-2023 Jasbir Kaur v/s State of Haryana and others**
- (3) CWP-13779-2023 Nirmal Singh v/s State of Haryana and others**
- (4) CWP-13785-2023 Narinder Singh v/s State of Haryana and others**
- (5) CWP-13787-2023 Gurbavitar Singh v/s State of Haryana and others**
- (6) CWP-13788-2023 Sukhdev Singh v/s State of Haryana and others**
- (7) CWP-13790-2023 Mahinder Singh v/s State of Haryana and others**
- (8) CWP-13792-2023 Risal Singh v/s State of Haryana and others**
- (9) CWP-13794-2023 Baldev Kumar v/s State of Haryana and others**
- (10) CWP-13796-2023 Ajmer Singh Brar v/s State of Haryana and others**
- (11) CWP-13797-2023 Amar Inderjeet Singh v/s State of Haryana and others**
- (12) CWP-13798-2023 Amarjeet Singh v/s State of Haryana and others**
- (13) CWP-13801-2023 Shehnaz Mokal v/s State of Haryana and others**
- (14) CWP-13805-2023 Harminder Singh v/s State of Haryana and others**
- (15) CWP-2421-2024 Ajay Pal Kaswan v/s State of Haryana and others**

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. Rajesh Sethi, Advocate
for the petitioners (in all writ petitions except CWP-2421-2024).



CWP-13776-2023 (O&M)
and other connected cases

-: 2 :-

Ms. Shalini Atri, Advocate
for the petitioner (in CWP-2421-2024).

Mr. Ankur Mittal, Additional Advocate General, Haryana
Ms. Svaneel Jaswal, Additional Advocate General, Haryana
Mr. P.P.Chahar, Sr. Deputy Advocate General, Haryana
Mr. Saurabh Mago, Deputy Advocate General, Haryana
Mr. Gaurav Bansal, Deputy Advocate General, Haryana and
Mr. Karan Jindal, Assistant Advocate General, Haryana.

Sureshwar Thakur, J. (Oral)

1. The learned counsels appearing today before this Court, on behalf of the contesting litigants, are *ad idem* that the writ reliefs relating to the constitutionality of Section 101A, as occurs in the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, and, as became engrafted therins through the Haryana Amending Act 21 of 2018 (amended through notification dated 24.05.2018), wherebys an empowerment became foisted upon the empowered officers/authorities, to ensure post the issuance of the launched acquisition proceeding, in respect of the subject lands concerned, thus to cause releases thereof, on grounds of unviability and unessentiality of the said acquired lands, rather has been tested through a judgment pronounced by this Court in ***CWP-11498-2019 decided on 20.12.2024 titled as “State of Haryana and another v/s Nishabar Singh and others”***, wherebys this Court has declared the said provision to be ultravires the constitution.

2. Consequently since the writ reliefs are covered by the supra judgment rendered by the Co-ordinate Bench of this Court. Resultantly, the writ reliefs are also accordingly allowed, in terms of the judgment supra, and



CWP-13776-2023 (O&M)
and other connected cases

-: 3 :-

the impugned notifications are quashed and set aside.

3. Disposed of accordingly, along with all pending applications, if any.
4. Photocopy of this order be placed on the files of other connected cases.

(SURESHWAR THAKUR)
JUDGE

(VIKAS SURI)
JUDGE

February 19, 2025
Varinder

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No