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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 2983/2025 and CM APPL. 14126/2025

RADHA & ORS.

.....Petitioners

Through: Mr Abhay Dixit with Mr Harish
Plaha, Advocates.

versus

LAND ACQUISITION COLLECTOR & ANR.Respondents

Through: Mr Sanjay K. Pathak with Mr Sunil
K. Jha, Mr M.S. Akhtar and Mr
Mayank Madhu, Advocates.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

HON'BLE MR. JUSTICE TEJAS KARIA

ORDER

10.03.2025

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1. Issue notice. The learned counsel appearing for the respondents accepts notice.
2. The petitioners have filed the present petition, *inter alia*, praying as under:

“a) Issue a writ of **Mandamus** or any other appropriate writ, order, or direction, directing the Respondents to adjudicate upon and decide the representation-cum-legal notice dated 11.11.2024 within a stipulated timeframe.

b) Direct the Respondents to immediately release the compensation amount due to the Petitioners in terms of Award No. 8/2008-09/SW dated 14.11.2008 and the compensation memorandum bearing No. ADM/LAC/SW/2021-22/4883 dated 28.01.2022.

c) **Award the costs of this petition** to the petitioner.”



3. It is the petitioners' case that they owned lands which were the subject matter of acquisition in terms of an award rendered under Section 11 of the Land Acquisition Act, 1894 (hereafter *the LA Act*) being Award No.8/2008-09/SW dated 14.11.2008. It is stated that the physical possession of the said land was taken over by the Land Acquisition Collector (hereafter *LAC*) on 03.10.2019. It is stated that a memorandum was also prepared setting out the amounts of compensation due to each of the land owners (64 in number), which was forwarded on 28.01.2022 to the Court of Addl. District Judge, Land Acquisition Court, South-West, Dwarka (ADJ). It is contended that there was no dispute amongst the 64 land owners regarding their share of the compensation, which is specifically mentioned in the memorandum forwarded to the learned ADJ. Notwithstanding the same, the amounts due to the petitioners have not been disbursed.

4. The learned ADJ found that there were certain anomalies and the reference was not in the correct format, accordingly, by an order dated 28.02.2024, remanded the same to the LAC. Resultantly, the petitioners have been unable to collect the compensation due to them.

5. Mr Pathak fairly states that the petitioners' representation cum legal notice dated 11.11.2024 may be directed to be decided in a time bound manner. He also states that, if necessary, the reference in a correct format would be made to the learned ADJ, as directed.

6. In view of the above, we consider it apposite to bind down the respondents to the statement made on their behalf. We direct the LAC to decide the representation dated 11.11.2024 as expeditiously as possible and within a period of eight weeks from date. The LAC shall ensure that if



necessary, the reference is forwarded to the learned ADJ in the correct format within the aforesaid period.

7. The present petition is disposed of in the aforesaid terms. Pending application shall also stand disposed of.

8. All rights and contentions of the parties are reserved.

VIBHU BAKHRU, J

TEJAS KARIA, J

MARCH 10, 2025/tr

Click here to check corrigendum, if any