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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-5844-2025 (O&M)
Date of decision: 18.03.2026

NATIONAL HIGHWAYS AUTHORITY OF INDIA

...Petitioner(s)

VERSUS

RAKESH KUMAR AND OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Ms. Yukti Garg, Advocate for
Mr. K. S. Kang, Advocate for the petitioner-NHAI.

Mr. Dhiraj Jindal, Advocate for respondents No.1 and 2.

JASGURPREET SINGH PURI, J. (Oral)

CM-24481-CII-2025

Prayer in this application is for placing on record Annexure R-1
and Annexure R-2.

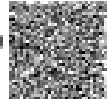
For the reasons mentioned in the application, the same is allowed.
Annexure R-1 and Annexure R-2 are taken on record, subject to all just
exceptions.

CM-24480-CII-2025

Allowed as prayed for.

CM-24482-CII-2025

The present application has been filed for releasing of amount to
respondents No.1 and 2 as they are ready to furnish bank guarantee as condition
for realization of the amount.

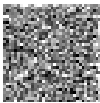


For the reasons mentioned in the application, the same is allowed.

CR-5844-2025

1. Learned counsel for respondents No.1 and 2 submitted that the present Civil Revision Petition filed by the petitioner-National Highways Authority of India (NHAI) seeks to set aside or modify the order dated 08.02.2024 (Annexure P-6) passed by the learned Additional District Judge, Patiala, on an application under Section 36(2) of the Arbitration and Conciliation Act, 1996, whereby the operation of the award was stayed, subject to the deposit of the entire enhanced awarded amount along with requisite interest and 50% of the amount was directed to be released to the landowners subject to their furnishing indemnity bonds. However, as per the prayer of the petitioner-NHAI, the aforesaid order to the extent of furnishing indemnity bonds was not in accordance with the law laid down by this Court on **04.09.2025** in a bunch of Civil Revisions, with the lead case bearing No.**CR-2594-2025**, titled as **National Highways Authority of India versus Piara Lal and others** as the said 50% amount can be released only by way of furnishing bank guarantee.

2. Learned counsel for respondents No.1 and 2 submitted that an application bearing No.CM-24482-CII-2025 has been filed before this Court, which has been allowed as aforesaid, stating that respondents No.1 and 2 are ready and willing to furnish bank guarantee instead of indemnity bonds for the release of 50% of the amount and rather, a request was made in this regard to the learned Executing Court as well and therefore, the respondents No.1 and 2 have no objection in case the aforesaid order (Annexure P-6) passed by the



learned Additional District Judge, Patiala, is modified to the limited extent that 50% of the amount be released upon furnishing a bank guarantee instead of indemnity bonds.

3. Learned counsel appearing on behalf of the petitioner-NHAI submitted that in view of the stand taken by the learned counsel for respondents No.1 and 2, the present petition may be disposed of accordingly.

4. In view of the aforesaid specific stand taken by the learned counsel for respondents No.1 and 2, the present Civil Revision Petition is allowed. The order dated 08.02.2024 (Annexure P-6) passed by the learned Additional District Judge, Patiala, is modified to the limited extent that 50% of the amount shall be disbursed to the landowners upon furnishing bank guarantee instead of indemnity bonds.

18.03.2026
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

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