

114-1 CWP-14612-2023

**DALBIR SINGH AND OTHERS
VS
STATE OF HARYANA AND OTHERS**

Present: Mr. N.C. Kinra, Advocate
for the petitioners.

Mr. Ankur Mittal, Addl. A.G., Haryana with
Mr. Saurabh Mago, DAG, Haryana.

1. Notice of motion.
2. Mr. Ankur Mittal, Addl. AG Haryana with Mr. Saurabh Mago, DAG, Haryana, waive service of notice on behalf of respondents-State.
3. The learned State counsel is directed to, on the subsequent date of hearing place on record an affidavit sworn by a responsible public functionary, which but covers not only the imperative fact of compliance being made thus not only with respect to a fresh survey/demarcation of the areas concerned, being made, but shall also reveal in the said affidavit, as to whether given the findings recorded by an empowered Revenue Officer concerned, whether some part of the petitioners' lands had been utilized, and/or, in terms of the layout plan or the finalized DPR, thus the petitioners' lands are, as such required for construction of roads. Furthermore, the said affidavit shall contain clear speakings whether the direction(s), as made by this Court, as carried in the verdict drawn on 04.02.2014, in CWP-5104-2006, and, as relates to the fact whether in respect of the petition lands, the authorities concerned, have in terms of the relevant governing statute, proceeded to launch acquisition proceedings, for thereby making determinations of just and fair compensation to the landowners concerned, rather has also become complied with.

4. In addition, if in the said survey/demarcation, as carried by an empowered Revenue Officer concerned, and/or, in the approved DPR some portion of the petitioner's lands are not as such required for being subjected for the relevant public user, thereupon, the responsible public functionary, shall also make a disclosure in the said regard in the affidavit, to be placed on record on the subsequent date of hearing.

5. List on 23.11.2023.

(SURESHWAR THAKUR)
JUDGE

(KULDEEP TIWARI)
JUDGE

14.09.2023
Satyawar