

ITEM NO.9 Court 4 (Video Conferencing) SECTION IV-B

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 3631/2021

(Arising out of impugned final judgment and order dated 17-11-2020 in CWP No. 11227/2014 passed by the High Court Of Punjab & Haryana At Chandigarh)

BHIM SINGH & ORS.

Petitioner(s)

VERSUS

THE STATE OF HARYANA & ORS.

Respondent(s)

(FOR ADMISSION and I.R. and IA No.38709/2021-EXEMPTION FROM FILING O.T. and IA No.38708/2021-PERMISSION TO FILE PETITION (SLP/TP/WP/..) and IA No.38710/2021-PERMISSION TO FILE LENGTHY LIST OF DATES)

Date : 26-03-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE MR. JUSTICE DINESH MAHESHWARI

For Petitioner(s)

Mr. Gagan Gupta, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

Permission to file Special Leave Petition is granted.

Considering the fact that the possession of the acquired land has already been taken over by the authority, the relief of lapsing of acquisition cannot be taken forward. The High Court has justly rejected that prayer.

However, the petitioner intends to take recourse of

remedy under Section 101A of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013, as applicable to the State of Haryana. The petitioner is free to pursue that remedy, if so advised, provided the same is filed within four weeks from today.

We dispose of this Special Leave Petition with direction to the concerned authority to decide the representation filed by the petitioner under Section 101A of the Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013 expeditiously, in any case, not later than two months from the date of filing of the said representation.

In the event, the decision is adverse to the petitioner, it will be open to the petitioner to assail the said order by way of writ petition. Ordered accordingly.

All contentions available to the parties are left open.

Pending applications, if any, stand disposed of.

(DEEPAK SINGH)
COURT MASTER (SH)

(VIDYA NEGI)
COURT MASTER (NSH)