

**Chet Ram vs. The State of Himachal Pradesh and another**

**CMPMO No.40 of 2023**

03.12.2024 Present: Mr. G.D. Verma, Senior Advocate with Mr. Digvijay Singh Bisht, Advocate, for the petitioner.

Mr. R.S. Verma, Additional Advocate General, for the respondents/State.

Shri Sanjay Kumar Aggarwal, Assistant Engineer, HP PWD (B&R) Sub Division, Kamrau Shillai, District Sirmour, H.P., is present in person *along with* record.

Learned Additional Advocate General, under instructions, submits that where the suit property, in the case at hand, is situated the National Highway proposed to be built is of 6 meters width including the berms. At present, the width of the black top at the spot is between 3 to 3.5 meters. He further submits that insofar as the suit land, which has been used for construction of the National Highway (black top plus berms) without acquiring the same is concerned, no compensation till date has been paid to the land owners.

Hence, infraction of Article 300-A of the Constitution of India, which has now been read to be a human right, is writ large in the submissions so made by learned Additional Advocate General.

In view of the aforesaid and the mediation report dated 30.04.2024, let an affidavit in this respect be filed by the concerned Secretary to the Government of Himachal Pradesh, especially qua compulsory acquisition of the lands of the petitioner which have been utilised or are likely to be utilised for the construction of the National Highway, in the case at hand.

Let the needful be done on or before the next date of hearing. List on **19.12.2024**.

**December 03, 2024** *(KS)*

**( Bipin C. Negi )**  
**Judge**