

REVISED
 ITEM NO.5 COURT NO.5 SECTION IVB
 S U P R E M E C O U R T O F I N D I A
 RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 26186/2011
 (Arising out of impugned final judgment and order dated
 09/05/2011 in CWP No. 16857/2010 passed by the High Court Of
 Punjab & Haryana At Chandigarh)

SIRSA ADARSH COOP HSE.BUIL.STY.LTD.&ANR Petitioner(s)

VERSUS

STATE OF HARYANA & ORS. Respondent(s)
 (with appln. (s) for permission to file additional affidavit and
 permission to file additional documents and permission to place
 addl. documents on record and seeking permission to raise
 additional grounds and interim relief and office report)
 (for final disposal)

Date : 09/12/2014 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE JAGDISH SINGH KHEHAR
 HON'BLE MR. JUSTICE ARUN MISHRA

For Petitioner(s) Mr. Manoj Swarup, Adv.
 Mr. Akshat Goel, Adv.
 for Mr. Rohit Kumar Singh, AOR(NP)

For Respondent(s) Ms. Anubha Agarwal, Adv.
 Ms. Nupur choudhary, Adv.
 For Ms. Naresh Bakshi, AOR(NP)

Mr. Ajay Pal, AOR(NP)

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

It could not be disputed by the learned counsel for the
 respondents, that the issues canvassed at the behest of the
 petitioners, raising a challenge to the acquisition of the
 petitioners' land were not taken into consideration and
 adjudicated upon by the High Court on merits. It is not
 disputed, that the claim of the petitioners came to be rejected

merely on ground of their having committed violations which had no relevance to the acquisition proceedings.

In view of the above, we are of the view, that the impugned order deserves to be set aside. The same is accordingly hereby set aside. The matter is remitted to the High Court for adjudication of the controversy on merits, in accordance with law. The writ petition disposed of by the High Court is restored to its original number. Parties are directed to appear before the High Court on 11.02.2015.

Interim order passed by this Court shall continue till 11.02.2015.

A certified copy of the instant order shall be furnished, by the learned counsel for the petitioners, to the Registry of the High Court, in the first week of January, 2015.

The instant petition is disposed of in the above terms.

(Parveen Kr. Chawla)
Court Master

(Renuka Sadana)
Court Master