ITEM NO.13 COURT NO.11 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 (Civil)...../2010
CC 13706/2010
(From the judgement and order dated 05/04/2010 in CWP No. 2494/2010
of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

PATASI DEVI Petitioner(s)
VERSUS
STATE OF HARYANA & ORS. Respondent(s)

IA 1 (C/delay in filing SLP and office report)

Date: 10/09/2010 This Petition was called on for hearing today.

CORAM :
HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE ASOK KUMAR GANGULY

For Petitioner(s) Mr. Satinder S. Gulati, Adv.

For Respondent(s)

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

Delay condoned.

The petitioner is permitted to implead M/s.Sharad Farm and Holdings Pvt. Ltd. as party to the special leave petition.

This petition is directed against order dated 5.4.2010 of the Division Bench of the Punjab and Haryana High Court, which dismissed the writ petition filed by the petitioner against the acquisition of her land.

One of the grounds on which the petitioner had questioned the acquisition of her land was that in terms of the policy framed by the Government of Haryana

2

she was entitled to exemption because she had constructed the house and was living in it. It was also pleaded that the concerned authorities have exempted the land of M/s. Sharad Farm and Holdings Pvt. Ltd., but her land was not exempted and in this manner she was discriminated.

A perusal of the impugned order shows that the High Court dismissed the writ petition without considering the petitioner's claim of exemption and plea of discrimination.

Issue notice on the special leave petition and also on the petitioner's prayer for interim relief, returnable in 12 weeks. Dasti, in addition, is permitted.

In the meanwhile, status quo regarding possession of the property, which is subject matter of this special leave petition, shall be maintained by the parties. The petitioner is also directed not to change present status of the property or alienate the same to any other person in any manner whatsoever.

(A.D. Sharma)
Court Master

(Phoolan Wati Arora)
Court Master