

ITEM NO.24

COURT NO.5

SECTION IV-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 34043/2011

(Arising out of impugned final judgment and order dated 23-05-2011 in CWP No. 990/1985 passed by the High Court Of Punjab & Haryana At Chandigarh)

PRAMOD KUMAR SHARMA (D) THR. LRS. AND ORS. Petitioner(s)

VERSUS

STATE OF HARYANA AND ORS. Respondent(s)

(I.A.NO.6 (APPLICATION FOR MODIFICATION OF CT'S ORDER DATED 9.12.2015) IN SLP(C) NO.34043/2011

WITH
SLP(C) No. 3403/2012 (IV-B)

Date : 29-11-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Petitioner(s) Mr. K. Ramakanth Reddy, Adv.
Ms. Aparna Rohatgi Jain, Adv.
Mr. Mahesh Kasana, Adv.
Dr. S. K. Verma, AOR
Ms. Shefali Dhingra Mittra, Adv.

Mr. Govind Narayan, Adv.
Ms. Uma Kaushik, Adv.
Mr. V. Sushant, Adv.
Mr. Narender Kumar Verma, AOR

For Respondent(s) Mr. A. N. Arora, AOR

Mr. Samar Vijay Singh, AOR
Mr. Dinesh Mudgal, Adv.
Ms. Amrita Verma, Adv.
Mr. Arvind Kumar Tomar, Adv.

Dr. Monika Gusain, AOR
Mr. Shekhar Kumar, AOR

Mr. Ajay Jain, Adv.
Mr. Jinendra Jain, AOR
Ms. Shivali Sharma, Adv.

Mr. Keshav Ahuja, Adv.

Mr. P.N. Mishra, Sr. Adv.

Ms. Beena Adv.

Mr. Girish Tripathi, Adv.

Mr. Rakesh Kumar, AOR

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

SLP (C) No. 34043/2011:

Having heard learned counsel appearing for the respective parties and having gone through the impugned judgment and order passed by the High Court and considering the fact that Section 4 notification has been issued in the year 1983 and even the Writ Petition came to be dismissed by the High Court in the year 2011 and immediately thereafter the Award has been declared and symbolic possession has been taken over and the lands in question are acquired for public purpose, no interference of this Court is called for.

The Special Leave Petition stands dismissed.

Pending application stands disposed of.

SLP(C) No. 3403/2012:

In the present Special Leave Petition, it is the case on behalf of the petitioners that they are having a residential house. It will be open for the petitioners to make a representation to the appropriate Authority/State Government for de-notification in accordance with law, if the same is to be used by the authorities for residential purpose.

It is the case on behalf of the State that, at the time of issuance of the notification under Section 4, the land in question

was vacant and the construction has been put subsequently despite the Section 4 notification.

We have not expressed anything on the representation to be made and ultimately it is left to the State Government and/or appropriate Authority to take appropriate decision on such representation, if not made.

Applications for impleadment, if any, stand dismissed.

With this, the Special Leave Petition stands dismissed.

(R. NATARAJAN)
ASTT. REGISTRAR-cum-PS

(MATHEW ABRAHAM)
COURT MASTER (NSH)