

2025:PHHC:012848



271-Urgent

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**Civil Revision No. 226 of 2025 (O&M)
Date of Decision: 28.01.2025**

Chandgi Ram (now deceased) through LRs
..... Petitioners

Versus

The State of Haryana and others
..... Respondents

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Bhim Singh, Advocate
for the petitioners.

HARKESH MANUJA, J.

The petitioners, who are the legal representatives of landowner-Chandgi Ram (since deceased), by way of present petition filed under Article 227 of the Constitution of India, seek issuance of directions to the Executing Court to decide the execution proceedings in *Execution No. 551 of 2024*, titled "*Chandgi Ram (now deceased) through LRs and others Versus State of Haryana and others*" within a time bound period in terms of decision dated 22.04.2021 rendered by the Hon'ble Apex Court in *Civil Appeal No(s). 1659-1660 of 2021*, titled "*Rahul S Shah Versus Jinendra Kumar Gandhi & Ors.*".

[2] Admittedly, certain land owned by the landowner-Chandgi Ram (since deceased) was acquired vide notification dated 15.11.2002 and 12.11.2003 issued under Sections 4 and 6 of the Land Acquisition Act, 1894 (for short "the Act") respectively, followed by an award dated

18.11.2005 passed by the Land Acquisition Collector, whereby the deceased-landowner and other persons were granted compensation to the tune of Rs.15 lakhs per acre. Feeling dissatisfied, the landowners filed petition under Section 18 of the Act, which was decided by the Reference Court vide award dated 13.05.2013, whereby the amount of compensation was awarded / enhanced at the rate of Rs. 40,95,000/- per acre alongwith statutory benefits.

[3] Aggrieved thereof, the deceased-landowner and other landowners filed Regular First Appeal before this Court, which was allowed vide order dated 23.09.2014 (Annexure P-2) enhancing the compensation to the tune of Rs. 57,08,000/- per acre. Later, the legal heirs of deceased-Chandgi Ram filed the aforesaid Execution Petition No. 551 of 2024 on 10.09.2024 before the learned Additional District & Sessions Judge, Gurugram and the same is now fixed for 17.02.2025 for making payment of compensation to the petitioners, however, till date, the enhanced amount of compensation has not been disbursed to the petitioners and other landowners.

[4] Learned counsel for the petitioners submits that the petitioners being aggrieved of the non-disbursal of amount of compensation have filed the present revision petition for issuance of direction to the Executing Court concerned to decide the execution application expeditiously, in a time bound manner.

[5] Notice of motion.

[6] On asking of the Court, Mr. Hitesh Pandit, Additional Advocate General, Haryana, accepts notice and waives services on behalf

of the respondents and assures to make the necessary payment in favour of the petitioners.

[7] I have heard learned counsel for the parties and perused the paper-book.

[8] A perusal of record shows that execution application (Annexure P-3) filed by the petitioners on 10.09.2024 is still pending and the petitioners are waiting to get their amount of compensation on the basis of order dated 23.09.2014 passed by this Court.

[9] In *Rahul S. Shah Versus Jinendra Kumar Gandhi and others*, reported as *(2021) 6 SCC 418*, the Hon'ble Supreme Court held as follows:-

“That the executing Court must dispose of execution proceedings within 6 months from the date of filing which may be extended only by recording reasons in writing for such delay.”

[10] In view of above, the Court of Additional District and Sessions Judge, Gurugram (the Executing Court) is requested to decide / dispose off the aforesaid Execution Petition as expeditiously as possible, as per law, preferably within a period of three months from the date fixed in the same, i.e. 17.02.2025, as any further delay is going to cause serious prejudice to the rights of petitioners / landowners.

[11] Petition stands **disposed off** accordingly.

[12] It is made clear that nothing said hereinabove shall be construed as an expression of opinion on the merits of the execution proceedings.

[13] Pending miscellaneous application(s), if any, shall also stand disposed off.

January 28, 2025

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(HARKESH MANUJA)

JUDGE

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>