

Hon'ble Alok Singh, J.

Mr. K.P. Upadhyay,
Advocate for the petitioner.

Mr. S.S. Chauhan, Deputy
Advocate General for the
State/respondent nos. 2, 6 & 7.

Mr. Dharmendra Barthwal,
Advocate for respondent nos. 3 & 4.

Mr. K.P. Upadhyay, learned
counsel appearing for the petitioner,
submits that petitioner is the owner
of land Khasra Nos. 57, 58 (New
Nos. 117 min, 118 min, 129 min),
Village Prateen Nagar, Raiwala,
District Dehradun. Further contends
that it has come to the knowledge of
the petitioner that earlier Km.
Magan Kumari has received the
compensation despite the fact that
she has sold the property in question
long before and from the vendee of
Magan Kumari, the petitioner has
purchased the property in the year
2006.

Mr. Dharmendra Barthwal,
learned counsel appearing for
respondent nos. 3 & 4, submits that
let petitioner move an appropriate
application/petition before the
Competent Authority under sub-
section (4) of Section 3 (H) of the
National Highways Act, 1956,
whereupon the Competent
Authority being prima facie
satisfied shall refer the dispute to
the competent court to find out as to
whether any part of the petitioner's
property has been acquired and
petitioner is entitled for any
compensation, and respondent nos.
3 & 4 shall abide by the judgment of
the competent court.

Mr. K.P. Upadhyay, learned counsel for the petitioner, submits that petitioner shall approach the Competent Authority under sub-section (4) of Section 3 (H) of the National Highways Act, 1956 within ten days from today and shall annex entire material along with the application.

Present petition, thus, stands disposed of in the light of the statements made by learned counsel for the parties, as recorded hereinbefore.

CLMA Nos. 2517 of 2015 and 3114 of 2015 also stand disposed of accordingly.

(Alok Singh, J.)

30.04.2015