

IN THE MATTER OF:

SAJJAN SINGH & ORS.

... PETITIONERS

VERSUS

UNION OF INDIA & ORS.

... RESPONDENTS

To,

The Registrar,
Delhi High Court,
New Delhi.

URGENT APPLICATION

Kindly treat the accompanying Writ Petition on urgent basis as per High Court Rules. The ground of urgency is that a lot of construction is going on in the acquired land and the respondents are creating 3rd party interest in the land. Hence this application is made praying for directing respondents to maintain the status quo and the occupants not to raise any construction on the same land. Hence there is urgency.

Through Counsel

for Dr. Suraj Singh & Associates
N-219, Greater Kailash Part-I
New Delhi - 110 048

Petitioners

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IN THE HIGH COURT OF DELHI AT NEW DELHI
EXTRA ORDINARY WRIT JURISDICTION
WRIT PETITION (C) NO. 9233 2014

IN THE MATTER OF:

SAJJAN SINGH & ORS.

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VERSUS

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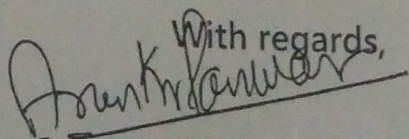
..RESPONDENTS

To

The Nominated Counsel,

LETTER OF MOTION

Kindly note that the accompanying Writ Petition is being filed before Delhi High Court and the same is likely to be listed on or after 23-12-2014. A copy of the Writ Petition with its all the annexures is being supplied along with this letter.

With regards,

for Dr. Surat Singh & Associates
N-219, Greater Kailash Part-I
New Delhi - 110 048

Place: New Delhi

Date: 17-12-, 2014

D

IN THE HIGH COURT OF DELHI AT NEW DELHI
EXTRA ORDINARY WRIT JURISDICTION
WRIT PETITION (C) NO. 2014

IN THE MATTER OF:

SAJJAN SINGH & ORS.

... PETITIONERS

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UNION OF INDIA & ORS.

... RESPONDENTS

MEMO OF PARTIES

1. Sajjan Singh
S/o - Late Sh. Tara Chand
R/o - H.No. 241, Baiyapur Khurd,
Rathdhana Road
Sonipat (Haryana)
2. Saroj,
W/o Late Sh. Kadam Singh,
R/O- H. No. 241, Baiyapur Khurd,
Rathdhana Road
Sonipat (Haryana)
3. Kapil,
S/o Late Sh. Kadam Singh
R/O- H. No. 241, Baiyapur Khurd,
Rathdhana Road
Sonipat (Haryana)
4. Rajat,
S/o Late Sh. Kadam Singh,
H. No. 241, Baiyapur Khurd,
Rathdhana Road
Sonipat (Haryana)

E

5. Keerti,
D/o Late Sh. Kadam Singh
R/O- H. No. 241, Baiyapur Khurd,
Rathdhana Road
Sonipat (Haryana)

...Petitioners

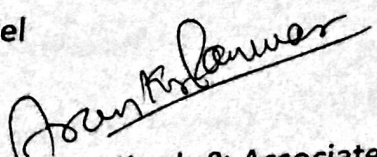
Versus

1. Union of India,
Ministry of Urban Development
Through its Secretary
Nirman Bhawan, New Delhi.
2. Land & Building Department
Through its Secretary
Govt. of NCT,
New Delhi.
3. Lt. Governor,
Raj Niwas, Civil Lines
New Delhi

...Respondents

Petitioners

Through Counsel

for 
Dr. Surat Singh & Associates
N-219, Greater Kailash Part-I
New Delhi - 110 048

Place: New Delhi
Date: 17-12-, 2014

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LIST OF DATES & SYNOPSIS

Petitioners are challenging the validity of Award No. 30 of the year 1911-12 on the ground that their ancestors were the land owners of the acquired land and some of them have not been paid compensation till date as the payment register dated 16.12.1912 indicates.

To be more specific, great great great grandfather of the petitioners, Late Shri Shadi's share of compensation was determined as Rs. 2,217 10 Anne 11 Paise on 16.12.1912, but the same have not been paid till date as per the Government records itself. Though the case is a century years old but, now the new land Act has become operational from 1st January 2014, ensuring fair compensation and also providing for the returning of the land to the land-owners and declaring the land acquisition proceedings as lapsed if compensation is not paid under Section 24(2) of the new land law, namely, "The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013" has come into operation from 1st January 2014. Hence, this petition seeking the declaration that Award No.30 of the year 1911-12 be declared as lapsed under section 24(2) of "The Right to Fair Compensation and Transparency in Land Acquisition,

Rehabilitation and Resettlement Act, 2013 as one of the conditions that petitioners' ancestors who were the land owners have not received/were not given the compensation till date. Hence this petition for the enforcement of the fundamental right of fair treatment under Article 14, 16, 19 and 21 of the Constitution.

LIST OF DATES

- 21.12.1911 The Lt. Governor of then Punjab (including Delhi region) issued notification No. 775 on 21st December, 1911 that land of 150 villages including Malcha Village of the area 1792 acres were required for public purpose.
- 16.12.1912 Award No. 30 was passed and compensations were determined.
- 16.12.1912 The share of the ancestors of the petitioners Late Shri Shadi was determined as Rs. 2,217, 10 anne, 11 paise. But the same amount was never paid as is evident from the payment register of 16.12.1912.
- 01.01.2014 The Act namely *"The Right to Fair Compensation and Transparency in Land Acquisition, Rehabilitation and Resettlement Act, 2013"* came into operation providing u/s 24(2) therein that in case of land acquisition proceedings initiated under the Land Acquisition Act. 1894, where an award under the said section 11 has been made five years

or more prior to the commencement of this Act, but the physical possession of the land has not been taken or the compensation has not been paid the said proceedings shall be deemed to have lapsed.

.12.2014 Hence this Petition