

Instructions No. 52

HARYANA SHAHRI VIKAS PRADHIKARAN, SECTOR-6, PANCHKULA.

No. HSVP/CCF/AO-Cash/2018/ 31157

Dated: 16/2/18

To

1. Zonal Administrator-cum-ADUE,
HSVP, Faridabad.
2. The Land Acquisition Officers,
Urban Estate Department,
Haryana, Faridabad.



Subject: CWP No. 727 of 2017, 733 of 2017, 772 of 2017 titled as M/s Daulatram Auto Pvt. Ltd. Vs. State of Haryana, payment of compensation as award u/s 28A Land Acquisition Act, 1894, decided vide order dated 6.12.2017.

Please refer to the letter issued under memo No. DA/ADA-N.Sh/2018 dated 5.2.2018 through email by H.Q. Legal Wing on the above subject where under it was conveyed as below:-

"Reference to the order dated 6.12.2017 passed by the Hon'ble High Court in the subject cited case.

It has been decided with the approval of the Hon'ble C.M., Haryana-cum-Chairman, HSVP that in compliance of the order dated 6.12.2017 the Chief Controller of Finance, HSVP, Panchkula be asked to process the case of the petitioner for payment as a special case subject to the decision of the Hon'ble Supreme Court in RFA No. 7108 of 2012.

Therefore, you are hereby requested to process the case of the petitioner for payment as a special case subject to the decision of the Hon'ble Supreme Court in RFA No. 7108 of 2012 as per above approval".

2. As already clarified under Para-3 of instruction No.45 dated 28.11.2017, a role of HQ is only to provide lump-sum funds to the bank for making payments and the

LAO being DDO for making such payments has to ensure that amount is due to the land owners based on merits and eligibility of each individual beneficiary.

3. Therefore, in the above subject case also, the LAO office should make payment only if the amount is to be paid as per the merits and eligibility of the beneficiary. To comply with the Hon'ble High Court order dated 6.12.2017, if the Zonal Administrator-cum-ADUE/LAO office is of the opinion, amount is not to be paid to the beneficiary they should pass speaking orders accordingly.

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Chief Accounts Officer,
for Chief Controller of Finance,
HSVP, Panchkula.

C.C.:-

1. Zonal Administrator-cum-ADUE, Panchkula, Gurugram, Hisar, Rohtak.
2. The LAO, Panchkula, Gurugram, Hisar, Rohtak.
3. District Attorney, legal Cell, H.Q., Panchkula.
4. ✓ GM(IT) HSVP H.Q Panchkula with the request to upload the above instructions on HSVP Website under policy – Finance Wing-Instructions.