

233 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCN No. 690 of 2015
Date of decision: 6.08.2015

Satish Kumar Arora

.....Petitioner

versus

Brijender Singh and others

.....Respondents

Coram: Hon'ble Mr. Justice Rakesh Kumar Jain

Present: Ms. Sanamjeet Kaur, Advocate
for the petitioner(s).

Mr. Vishal Goel, Advocate
for the respondent(s).

Rakesh Kumar Jain, J.(Oral)

This petition is filed for non compliance of the order dated
2.05.2014. The operative part of the order is as under:-

*“we dispose of this writ petition with a direction
to the Chief Administrator, HUDA to accord necessary
permission within one month and thereafter we direct
the Estate Officer, HUDA, Faridabad to hold a mini
Draw of Lots within two months of receipt of such
permission.”*

The petitioner had to approach this Court by way of this
petition filed on 18.03.2015. After notice, reply is filed by the Estate
Officer, HUDA, Faridabad in which it is averred that draw of lots was held
on 7.07.2015 and the petitioner has been allotted an alternative Plot No.
734, Sector 46, Faridabad in exchange of Plot No. 858 at Sector 45,
Faridabad.

Counsel for the petitioner has submitted that had the order been complied with in time by the respondent, the petitioner would not have filed the present petition, which would have not only saved the time of the Court but also his money. Counsel for the respondents has admitted the delay on the part of the department in complying with the order and I have also found that the respondents have not even tendered unqualified apology for not complying the order passed by this Court in time.

In these facts and circumstances, though the present petition has become infructuous but respondents are saddled with costs of ₹ 20,000/- which shall be paid to the petitioner.

6th August, 2015
Shivani Kaushik

[Rakesh Kumar Jain]
Judge