

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 11285 of 2015

Date of Decision: 28.5.2015

Babu Ram and others

....Petitioners.

Versus

Chandigarh Administration, Estate Office, UT, Chandigarh and others

...Respondents.

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL.
HON'BLE MRS. JUSTICE REKHA MITTAL.**

PRESENT: Mr. Manish Joshi, Advocate for the petitioners.

AJAY KUMAR MITTAL, J.

1. In this writ petition filed under Articles 226/227 of the Constitution of India, the petitioners have prayed for issuance of a writ in the nature of Mandamus directing the respondent to include their names in the list of the Chandigarh Administration for delivering the possession of flats which are to be constructed under the Chandigarh Small Flats Scheme-2006 on lease hold basis for 99 years for the slum area of Chandigarh Administration.

2. In the year 2006, a special scheme for daily wager employees in UT Administration who lived in slum area was launched to own their houses in Chandigarh under the Scheme. The petitioners being eligible, applied under the Scheme by submitting their respective applications. The respondents issued a press release dated 21.8.2013 of the eligible candidates for the flats but the names of the petitioners were not mentioned there despite having fulfilled all the requisite terms

and conditions for the allotment of a flat. The petitioners moved a representation dated 25.4.2015 (Annexure P-3) to the respondents for inclusion of their names in the list of the Chandigarh Administration for delivering the possession of the flat to be constructed under the Scheme on leasehold basis for 99 years for slum area of Chandigarh Administration, but no response has been received till date. Hence, the present writ petition.

3. Learned counsel for the petitioners submitted that for the relief claimed in the writ petition, the petitioners have moved a representation dated 25.4.2015 (Annexure P-3) to the respondents, but no action has so far been taken thereon.

4. After hearing learned counsel for the petitioners, perusing the present petition and without expressing any opinion on the merits of the case, we dispose of the present petition by directing the respondent No.2 to take a decision on the representation dated 25.4.2015 (Annexure P-3), in accordance with law by passing a speaking order and after affording an opportunity of hearing to the petitioners within a period of three months from the date of receipt of certified copy of the order.

(AJAY KUMAR MITTAL)
JUDGE

May 28, 2015
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(REKHA MITTAL)
JUDGE