IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.14771 of 2015
Date of Decision: August 24, 2015

Surinder Singh and others .....Petitioners

versus

State of Haryana and others .....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE JASPAL SINGH.

Present: Mr.Gurvinder Sandhu, Advocate, for the petitioners.
Ms.Kirti Singh, Deputy Advocate General, Haryana.

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1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Surya Kant, J. (Oral)

The grievance of the petitioners is against non-delivery of possession of 100 square yard plots allotted to them under the Mahatma Gandhi Gramin Basti Yojna. The petitioners belong to poor strata of Society and are living below poverty line.

The Deputy Commissioner, Gurgaon has filed his reply-affidavit in which it is, inter-alia, averred that the land where plots were earlier carved out was found to be 'forest area' where no construction can be raised. The Gram Panchayat meanwhile identified another khasra number and has resolved to give alternative plots to the petitioners at the new site.

There can be no doubt that the 'forest land' cannot be utilized for non-forestry activities, hence the decision of the District Administration and/or the Gram Panchayat to allot alternative plots to the petitioners appears

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to be fair, just and equitable. Let the petitioners give their consent for alternative allotments and on receipt thereof, we direct the Deputy Commissioner, Gurgaon to do the needful as early as possible but not later than two months from the date of receiving consent of the petitioners.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

August 24, 2015
mohinder

[JASPAL SINGH]
JUDGE

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