

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No.17015 of 2015

Date of Decision:-18.08.2015

Balbir Singh

..... Petitioner

Vs.

Union of India and others

..... Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: - Mr.Rakesh Bhatia, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

The petitioner has challenged the validity of the order dated 31.7.2013 passed by the Uttar Pradesh Administration Sampradayikta Niyantaran Prakosth, Home Department, holding that the claim of the petitioner has already been settled by the Punjab Government as he has been paid ₹2 lacs for the purpose of his rehabilitation after his migration from Uttar Pradesh.

Learned counsel for the petitioner has argued that the petitioner otherwise is entitled to 10 times compensation for loss to his property.

Nothing has been brought on record as to what was the property and what was its value in order to draw an estimate of the compensation to be paid to the petitioner.

In these circumstances, the only remedy, which can be availed by the petitioner, is of a suit for declaration and compensation because the petitioner has to first establish the property which he had in Uttar Pradesh at the time when he had to flee because of the Sikh riots and the extent of damage to his property for which he has been asking for compensation.

In view of the aforesaid, the present petition is not maintainable, rather the petitioner may avail his remedy of civil Court, if so advised.

Disposed of.

18.08.2015

Vivek

**(RAKESH KUMAR JAIN)
JUDGE**