

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No.21101 of 2014

Date of decision:24.08.2015

Roshni Devi

... Petitioner

v.

State of Haryana & others

... Respondents

***CORAM: HON'BLE MR. JUSTICE S.J. VAZIFDAR, ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.***

Present: Mr. Atul Gaur, Advocate for
Mr. Sumeet Goyal, Advocate for the petitioner.

Mr. Rahul Dev Singh, Deputy Advocate General, Haryana.

Mr. Rajinder Goyal, Advocate with
Mr. Aman Bahri, Advocate for respondents No.2 & 3.

....

S.J. VAZIFDAR, ACTING CHIEF JUSTICE.

The respondents contend that the main reason for not allotting the plot to the respondents under the oustee scheme is that the petitioner has not established her entitlement thereto as the owner. The petitioner contends that she is not aware of any Court case and in any event she is not even a party to any Court proceedings. The question of ownership is one of fact. The respondents must decide the same in the first instance.

In these circumstances, the impugned order dated 18.11.2013 is quashed only to enable the petitioner to make a proper representation to the respondents and to have her application decided first. The respondents shall furnish, the petitioner, the details of the

Court case referred to in the writ petition.

The petition is accordingly disposed of.

(S.J. VAZIFDAR)
ACTING CHIEF JUSTICE

(TEJINDER SINGH DHINDSA)
JUDGE

24.08.2015
harjeet