

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No.20945 of 2015

Date of decision:01.10.2015

Rajinder Singh

... 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: Dr. Naresh Kaushik, Advocate for the petitioner.

Mr. Rahul Dev Singh, DAG, Haryana.

....

S.J. VAZIFDAR, ACTING CHIEF JUSTICE.

Issue notice of motion forthwith.

Respondents waive service, Mr. Rahul Dev Singh, learned Deputy Advocate General, Haryana having accepted notice on behalf of the respondents.

The petitioner claims to be entitled to a plot under the oustees quota on account of more than 75% of his land having been acquired. His application was disposed of by the impugned order dated 04.09.2014 (Annexure P-8) which merely states that no application for allotment of a plot out of the oustees quota had been invited by the HDUA. It was not necessary for HUDA to invite any application for allotment under the oustees quota. A party is entitled to make an application for the same and the respondents are bound to decide the same in accordance with law.

The impugned order is, therefore, set aside. The respondents are directed to decide the petitioner's application for allotment of a plot under the oustees quota in accordance with law. The petitioner shall forward

a fresh application for allotment along with a fresh draft of Rs.50,000/-
again.

The Writ Petition is, accordingly, disposed of.

(S.J. VAZIFDAR)
ACTING CHIEF JUSTICE

(TEJINDER SINGH DHINDSA)
JUDGE

01.10.2015
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