

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Civil Writ Petition No.21256 of 2015 (O&M)
DATE OF DECISION: 05.10.2015

Harwinder Singh and another

....Petitioners

versus

State of Punjab and others

.....Respondents

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

Present: Mr. Vikram Chaudhri, Senior Advocate with
Mr. Manish Verma, Advocate for the petitioners

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S.J. VAZIFDAR, ACTING CHIEF JUSTICE (Oral):

The petitioner has challenged a communication dated 15.09.2015 from the Chief Administrator to the Principal Secretary, Housing and Urban Development Department of the State of Punjab.

2. By this communication, the Chief Administrator referred to what transpired at an auction. Mr. Chaudhari, learned senior counsel appearing on behalf of the petitioners, states that the Chief Administrator in the said communication has himself opined that the bidding was held in an open and fair manner. His grievance is that despite the same the Chief Administrator has suggested a fresh auction to be held. His further grievance is that the petitioners' bid has already been accepted and pursuant thereto the initial amounts have also been paid by the petitioners.

3. There is no warrant for pre-empting the decision of the Principal Secretary. The Principal Secretary is yet to take a

decision whether to approve the proposal of the Chief Administrator in the impugned communication or not.

4. In view of the steps already taken pursuant to the earlier auction, the Principal Secretary is requested to decide whether or not to accord his approval to the suggestion in the impugned communication after affording the petitioners an opportunity of making a representation against the same either orally or in writing.

5. Mr. Chaudhari states that the writ petition itself may be treated by the Principal Secretary as the petitioners' representation. A copy thereof be forwarded by the petitioners to the Principal Secretary.

6. The writ petition is accordingly disposed of.

Copy of the order be given *dasti* under the signatures of the Bench Secretary.

(S.J. VAZIFDAR)
ACTING CHIEF JUSTICE

05.10.2015
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(TEJINDER SINGH DHINDSA)
JUDGE