

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Civil Writ Petition No.26772 of 2015
Date of Decision: December 22, 2015

Dharam Pal and othersPetitioners

versus

State of Haryana and othersRespondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE P.B.BAJANTHRI.

Present: Mr.J.S.Hooda, 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)

Notice of motion to respondent Nos.1 to 3 only at
this stage.

On our asking, Ms.Kirti Singh, learned Deputy
Advocate General, Haryana, accepts notice on their behalf.

Let three copies of the writ petition be supplied to
the State counsel during the course of day failing which this
order shall be automatically recalled and the writ petition shall
be deemed to have been dismissed for non-prosecution.

In view of the nature of order which we propose to
pass, it is not necessary to seek any counter-reply from
respondent Nos.1 to 3 or to serve respondent No.4 at this
stage as no order prejudicial to their interest is being passed.

The petitioners are residents of village Tikawali,
Teshil and District Faridabad. They claim themselves to be

living Below the Poverty Line (BPL) to whom the Gram Panchayat decided to allot plots of 100 square yards. The grievance of the petitioners is that though they are fully eligible for such allotment under the 'Mahatma Gandhi Gramin Basti Yojna' which the State Government decided to implement vide Policy memo dated 29.05.2008 (P-1) but the respondents are not considering their claim for undisclosed reasons. It is alleged that the respondents have allotted plots to ineligible persons who are not entitled to such allotment. It further appears from the averments that an exercise to identify the eligible persons was undertaken and the petitioners were included in such list but no follow up action has been taken by the Deputy Commissioner, Faridabad or the Gram Panchayat.

Having heard learned counsel for the petitioners and taking into consideration the fact that the petitioners have placed reliance on a Government Policy which, according to them, has not been given effect, we dispose of this writ petition, without expressing any views on the merits, with a direction to respondent nos.2 to 4 to verify the claim of the petitioners as contained in this petition and take an appropriate decision in accordance with law, within a period of four months from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

December 22, 2015
mohinder

[P.B.BAJANTHRI]
JUDGE