

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CWP No.3019 of 2015

Date of Decision: 21.02.2015

Raj Kumar

...Petitioner

Versus

State of Haryana & others

...Respondents

**CORAM: HON'BLE MR. JUSTICE HEMANT GUPTA
HON'BLE MR. JUSTICE HARI PAL VERMA**

Present: Mr. H.S.Sandhu, Advocate, for the petitioner.

HEMANT GUPTA, J. (ORAL)

The petitioner claims a residential plot as an oustee consequent to acquisition of his land.

In terms of the Division Bench judgment of this Court in LPA No.2096 of 2011 titled 'Haryana Urban Development authority & others Vs. Sandeep & others' decided on 25.04.2012, an oustee can be considered for allotment only if he responds to an advertisement.

Since the petitioner has not applied for allotment of a plot in pursuance of an advertisement, her claim under the oustee quota cannot be considered.

Consequently, the present writ petition is dismissed. However, as and when any fresh advertisement is issued, the petitioner shall be entitled to apply and be considered for allotment of a plot in accordance with law.

**(HEMANT GUPTA)
JUDGE**

21.02.2015
Vimal

**(HARI PAL VERMA)
JUDGE**