

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 5279 of 2015

Date of Decision: 23.3.2015

Sube Singh

....Petitioner.

Versus

State of Haryana and others

...Respondents.

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL.
HON'BLE MRS. JUSTICE REKHA MITTAL.**

PRESENT: Mr. Sandeep Sharma, Advocate for the petitioner.

AJAY KUMAR MITTAL, J.

1. In this writ petition filed under Articles 226/227 of the Constitution of India, the petitioner has prayed for issuance of a writ in the nature of Mandamus directing the respondents to allot a plot to him in urban estate, Gurgaon under the oustees policy dated 18.3.1992 (Annexure P-6).

2. The land of the petitioner was acquired for the development of Sectors 38 and 47, Gurgaon Urban Estate. The respondents invited the applications in the year 2004 for Sector 38, Gurgaon. In pursuance thereto, the petitioner deposited a sum of ₹ 2,98,368/- along with documents with respondent No.4 who issued acknowledgment slip dated 9.4.2004 (Annexure P-3). The petitioner was declared ineligible for the allotment of a plot by respondent No.4 vide order dated 18.9.2006 (Annexure P-4). The petitioner filed a representation before the higher authorities which was still pending. Thereafter, he served a legal notice

to the respondents but no response has been received from them.

Hence, the present writ petition.

3. Learned counsel for the petitioner submitted that for the relief claimed in the writ petition, the petitioner has sent a legal notice dated 21.11.2014 (Annexure P-5) to respondent No.2, but no action has so far been taken thereon.

4. After hearing learned counsel for the petitioner, perusing the present petition and without expressing any opinion on the merits of the case, we dispose of the present petition by directing respondent No.2 to take a decision on the legal notice dated 21.11.2014 (Annexure P-5), in accordance with law by passing a speaking order and after affording an opportunity of hearing to the petitioner within a period of three months from the date of receipt of certified copy of the order.

(AJAY KUMAR MITTAL)
JUDGE

March 23, 2015
gbs

(REKHA MITTAL)
JUDGE