

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 7866 of 2015

Date of Decision: 27.4.2015

Amit Kumar

....Petitioner.

Versus

State of UT, Chandigarh and others

...Respondents.

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

PRESENT: Ms. Vibha Dhiman, 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 rehabilitate him being eligible under the New Slum Rehabilitation Scheme called “Chandigarh Small Flats Scheme-2006” (in short “the Scheme”).

2. In the year 2006, the respondents floated the Scheme for rehabilitation of slum dwellers. The petitioner was residing at Bapu Dham Madrasi Colony, Sector 26, Chandigarh for the last more than 20 years as per the voter list, voter I-card and driving licence (Annexure P-2 Colly) issued to him. When the bio-metric survey was conducted by the respondents, he was away to his village and, therefore, his name could not be entered in the said survey. On his returning back, the petitioner made a representation dated 1.10.2014 (Annexure P-3) to respondent No.3 for including his name in bio-metric survey. Thereafter, he sent

another representation dated 14.1.2015 (Annexure P-4) to the Estate Officer, Chandigarh for allotment of a dwelling unit in lieu of his jhuggi, but no response has been received till date. Hence, the present writ petition.

3. Learned counsel for the petitioner submitted that for the relief claimed in the writ petition, the petitioner has moved representations dated 1.10.2014 (Annexure P-3) to respondent No.3 and dated 14.1.2015 (Annexure P-4) to the Estate Officer, UT, Chandigarh, 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.3 to take a decision on the representations dated 1.10.2014 (Annexure P-3) and dated 14.1.2015 (Annexure P-4), respectively, 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

April 27, 2015
gbs

(REKHA MITTAL)
JUDGE