

In the High Court of Punjab and Haryana at Chandigarh

PARAMJIT KAUR SAINI
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CWP No. 7976 of 2015

Date of Decision: 25.05.2015

Dhan Raj and others

---Petitioners

versus

State of Haryana and others

---Respondents

**Coram: Hon'ble Mr. Justice Ajay Kumar Mittal
Hon'ble Mrs. Justice Rekha Mittal**

**Present: Mr. Sanjiv Gupta, Advocate
for the petitioners**

Ajay Kumar Mittal, J.

The petitioners have approached this Court under Articles 226/227 of the Constitution of India to challenge notifications dated 28.2.2013 (Annexure P-4) issued under Section 4 read with Section 17 of the Land Acquisition Act, 1894 (in short “the Act”) and dated 16.4.2013 (Annexure P-5) issued under Section 6 of the Act. Award dated 17.10.2013 (Annexure P-6) has also been questioned in the writ petition.

2. During the course of arguments, learned counsel for the petitioners restricted his claim to allotment of plot to the petitioners under oustees category and has forgone challenge laid to notifications issued under Sections 4 and 6 of the Act and also to the award. It was submitted by learned counsel for the petitioners that respondents had declined the claim of the petitioners vide Annexure P-9 without passing a speaking order. Learned counsel prayed that he shall file a detailed and comprehensive representation laying his claim on the basis of decision dated 25.4.2013 of this Court in LPA No. 2096 of 2011 titled as “Haryana Urban Development

Authority and others vs. Sandeep and others” and direction be issued to the competent authority to decide the same by passing a speaking order after affording an opportunity of hearing to the petitioners.

3. Writ petition is disposed of with liberty to the petitioners to file a detailed and comprehensive representation for their claim for allotment of plot under the oustees category. If such a representation is filed by the petitioners, the same shall be decided by the competent authority expeditiously by passing a speaking order after affording an opportunity of hearing to the petitioners, in accordance with law.

(Ajay Kumar Mittal)
Judge

(Rekha Mittal)
Judge

25.05.2015
PARAMJIT