

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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**Civil Writ Petition No.9504 of 2015
Date of Decision:14.05.2015**

Tilak Raj

....petitioner

Versus

State of Punjab and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARUN PALLI

Present: Mr.Munish Puri, Advocate
for the petitioner

ARUN PALLI, J.(ORAL):-

A writ in the nature of certiorari is prayed for, so as to quash the order dated 25.11.2014 (Annexure P2), vide which claim of the petitioner for employment under the Rehabilitation and Resettlement Policy dated 18.11.1993 (Annexure P1) has been declined on the ground that the petitioner does not fall within the list of 769 eligible dam oustees.

Learned counsel for the petitioner contends that claim of the petitioner for employment, being a Ranjit Sagar Dam oustee has been rejected as the name of the grandmother of the petitioner was not found in the list of identified eligible dam outstees of village Sarti Teeka Marwan. And also since the Land Acquisition Officer, in his verification report had stated that the name of the grandmother of the petitioner does not exist in the Award No.105, 119 and 124, vide which the land of the oustees was acquired for the dam.

Learned counsel for the petitioner submits that reason assigned in support of rejection of the claim of the petitioner is erroneous. In fact, 100% land of the grandmother of the petitioner namely Promila was acquired for Ranjit Sagar Dam and, thus, she is a 100% dam oustee. And was awarded compensation in lieu of acquisition of her land. It is maintained that the relevant documents were duly submitted to the authorities but despite that the claim of the petitioner has been rejected.

It is maintained that post passing of the order dated 25.11.2014 (Annexure P2), the petitioner had even represented to respondent No.4 i.e. Chief Engineer, Ranjit Sagar Dam Project, Shahpurkandi Township, vide representation dated 04.02.2015 (Annexure P5), and prayed for review. As no formal order on his representation has since been passed, his claim continues to await reconsideration of the authorities.

Learned counsel for the petitioner submits that, at this stage, let this petition be disposed of with a direction to respondent No.4, to reconsider the claim of the petitioner and decide his representation dated 04.02.2015 (Annexure P5), within a specified time.

That being so, and, without expressing any opinion on merits, the instant petition is disposed of with a direction to respondent No.4 to reconsider the claim of the petitioner, if indeed his representation dated 04.02.2015 (Annexure P5), is pending consideration before respondent No.4, strictly, in accordance with law, within a period of three months, from the receipt of the certified

copy of this order. Needless to assert, a comprehensive order shall be passed assigning reasons, in support of the decision arrived at.

14.05.2015

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(ARUN PALLI)
JUDGE