

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

Civil Writ Petition No.7752 of 1996

Date of Decision: November 23, 2016

Lalit Kumar & Anr.

...Petitioners

Versus

Union Territory of Chandigarh through its Administrator
& Ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Ms.Aarti, Advocate, for
Mr.Rajiv Kataria, Advocate, for the petitioners.

Mr.Pranav Grover, Advocate, for
Mr.Vikas Chatrath, Advocate,
for the respondents.

RAMESHWAR SINGH MALIK, J.(Oral)

Feeling aggrieved against the alleged inaction on the part of the respondent authorities, petitioners have approached this Court, by way of instant writ petition under Article 226/227 of the Constitution of India, seeking a writ in the nature of Mandamus, directing the respondent authorities to include the names of the petitioners in the List of Nurseries, which are entitled for allotment of land, as per Annexure P-7. The petitioners also sought an interim direction restraining the respondent authorities not to dispossess the petitioners during pendency of the writ petition.

Notice of motion was issued. However, no interim order was issued. Thereafter, writ petition was admitted for regular hearing, vide order dated 24.04.1997 passed by Division Bench of this Court. During the pendency of the writ petition, petitioners filed, CM No.3795 of 2000 seeking stay of dispossession. Said application came up for hearing on 26.04.2000 and the same was dismissed.

Having heard learned counsel for the parties and going through the record of the case, instant writ petition is disposed of with a direction to the respondent authorities to consider the claim and grievance of the petitioners, in view of the official communication dated 16.04.1994 (Annexure P-7), at an early date by passing an appropriate order thereon, strictly in accordance with law, but in any case within a period of three months from the date of receipt of a certified copy of this order. It goes without saying that incase the petitioners are found eligible and entitled for the relief claimed, the respondent authorities shall grant the same without any further loss of time.

With the abovesaid observations made and directions issued, present petition stands disposed of.

November 23, 2016

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(RAMESHWAR SINGH MALIK)

JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No