

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Civil Writ Petition No.15141 of 2015(O&M)

Date of Decision: August 08, 2016

Jitender Nath Sharma

...Petitioner

Versus

Haryana Urban Development Authority and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE HARINDER SINGH SIDHU**

Present: Mr.Lalit Rishi, Advocate for
Mr.Anurag Goyal, Advocate for the petitioner.

Mr.Deepak Balyan and Mr.Anshul Jain, Advocates for
Mr.Amar Vivek, Advocate for respondent-HUDA.

Mr.Shailender Jain, Sr.Advocate with
Ms.Mannu Chaudhary, Advocate for
respondents No.3, 10, 11, 13 to 15, 17 to 22 and 24 to 42.

RAJESH BINDAL, J.

The petitioner has filed the present petition with two folded prayer: (i) directing the Haryana Urban Development Authority to modify the allotment letter dated 4.1.2007 (Annexure P-5) to the extent that the same should be in the sole name of the petitioner and not along with other co-allottees, and (ii) alternative prayer is that the HUDA be directed to issue fresh allotment letter to the petitioner under the Oustees quota policy for the area, to which he is entitled to as per the policy of the Government.

At the very outset, learned counsel appearing for HUDA stated that there was an error in allotment of plot in favour of the co-sharers,

whose land was acquired. They were to be allotted plots under the Oustees policy. He submitted that the HUDA will re-consider the claim of all the oustees, whose lands had been acquired and issue fresh allotment letters, as per their entitlement.

Learned counsel appearing for the private respondents submitted that in CWP No.13405 of 2016 filed by respondent No.3 and some other co-sharers, a direction has been issued by this Court on 22.7.2016 to consider their cases for allotment of plots to them under the Oustees policy.

After hearing learned counsel for the parties, the allotment of plot vide allotment letter dated 4.1.2007 (Annexure P-5) jointly in favour of all the co-sharers is set aside. As stated by learned counsel appearing for the HUDA, the matter be reconsidered by the Authority regarding allotment of plots to the co-sharers under the Oustees quota policy, whose lands, had been acquired, in accordance with law.

The petition is disposed of accordingly.

(RAJESH BINDAL)
JUDGE

August 08, 2016

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(HARINDER SINGH SIDHU)
JUDGE

Whether speaking/reasoned : Yes/ No

Whether reportable : Yes/ No