

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CWP No.1763 of 2015

Date of Decision: 17.10.2016

Smt.Kamla Devi and another

..Petitioners

Vs.

State of Haryana and others

..Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT  
HON'BLE MR.JUSTICE SUDIP AHLUWALIA

Present: Mr. S.K.Tripathi, Advocate for the petitioners.  
Mr. R.D.Sharma, DAG Haryana.

**SURYA KANT, J.**

The petitioners are claiming release of their land measuring 16 Marlas comprising Killa Nos.40/2/2/8(0-7) and Killa No.40/2/1/9(0-6) situated within the revenue estate of village Carterpuri, Tehsil and District Gurgaon.

It is averred that most of the plots or residential houses constructed by poor strata of Society have since been released by the respondents at their own as well as in compliance of order dated 22.1.2014 passed by this Court in ***CWP No.7694 of 2006 (Urmil Yadav Vs. State of Haryana and others)*** and such like several other orders (Annexure P-3).

It is further averred that temporary construction raised by

the petitioners has been demolished by the Authorities but their plot is sandwiched between released properties and no public purpose would be achieved by its acquisition.

Having regard to the above-stated stand taken by the petitioners but without expressing any views in relation thereto it being a factual issue, we dispose of this writ petition with a direction to the respondents to consider the claim of the petitioners for the release of their plot, in the light of decision dated 22.1.2014 rendered in *Urmil Yadav's case (supra)*.

Let appropriate decision be taken within a period of four months from the date of receipt of copy of order. Till then status quo regarding possession, further construction or demolition shall be maintained.

( SURYA KANT )  
JUDGE

(SUDIP AHLUWALIA)  
JUDGE

17.10.2016  
Meenu

Whether speaking/reasoned - Yes/No  
Whether Reportable - Yes/No