

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.1937 of 2015
Date of decision: 14.03.2016

Naresh Kumar

... Petitioner

Versus

The Adviser to the Administrator and others

... Respondents

CORAM: HON'BLE MR. JUSTICE S.J. VAZIFDAR, ACTING CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present: Mr. Sharan Sethi, Advocate for the petitioner.
Mr. Sanjeev Sharma, Senior Standing Counsel with
Mr. Vikram Vir Sharda, Addl. Standing Counsel,
for respondents-UT Administration.

1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

S.J. VAZIFDAR, A.C.J. (Oral)

The petitioner has challenged the order of the Estate Officer cancelling an allotment, the order in appeal upholding the same and the order dismissing the revision petition.

2. The petitioner was allotted a plot at an auction held on 21.01.1997. The petitioner paid 25% of the amount. Thereafter, the petitioner did not pay any amount whatsoever. The petitioner did not pay any of the three installments of ₹6,40,863/- each. Nor did the petitioner pay the annual ground rent of ₹53,125/- for any of the years. The petitioner appears to have abandoned the sale.

3. It also appears that this entire litigation is being prosecuted not by the original allottee but by his GPA holder and thereafter by the wife of the GPA holder, who also claims to be a GPA holder. This is further evident from the manner in which proceedings were instituted.

As we mentioned above, the order of cancellation is dated 23.01.2002. The appeal was dismissed on 29.03.2006 and the revision petition was dismissed on 21.05.2014. The revision petition was filed after more than seven years of the passing of the order by the appellate authority.

4. Each of the orders is well reasoned and in sufficient detail. A view contrary to the one taken would in fact have been surprising.

5. The petition is therefore dismissed.

(S.J. Vazifdar)
Acting Chief Justice

(Arun Palli)
Judge

March 14, 2016
Rajan