

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

CWP No.1989 of 2015

Date of decision: 28.07.2016

Yashpal Singh Ahlawat

.....Petitioner

Versus

State of Haryana & ors.

.....Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR.JUSTICE DARSHAN SINGH**

Present: Mr. Chanderhas Yadav, Advocate for the petitioner.

Mr. R.D.Sharma, DAG, Haryana.

SURYA KANT, J (ORAL).

The petitioner's land situated within the revenue estate of Tehsil and District Jhajjar measuring 2 kanals 1 marla as per the details given in para No.2 of the writ petition was acquired.

Pursuant to the directions dated 11.07.2013 issued by this Court in the previous round of litigation, the structure raised by the petitioner along with sufficient open space has been released. In fact, except the land required for development of green belt on the road side, the entire land has been released.

The petitioner now wants the green belt area also to be released on the ground that no such land for maintenance of green belt has been acquired in front of the adjoining society's land which runs a school.

We have heard learned counsel for the parties.

While there may not be any justification for not acquiring the land of the society to develop the green belt parallel to the entire road but such lapse cannot be permitted to boost the plea of negative discrimination

and seek parity as two wrongs cannot make one right.

Further, the impugned order reveals that the petitioner agreed before the Officers Committee to the extent of acquisition of his land for the purpose of widening of road and green belt. He cannot now turn around and take a different stand.

We, thus, do not find any ground to interfere with the impugned action. The authorities, however, are directed to explore the desirability of developing the green belt throughout without any favour to anyone.

Dismissed.

(SURYA KANT)
JUDGE

July 28, 2016
ps

(DARSHAN SINGH)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No