

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

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**Civil Writ Petition No.3363 of 2016
Date of Decision:19.02.2016**

Subhash and otherspetitioners

Versus

State of Haryana and othersrespondents

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

Present: Mr.Ajit Malik, Advocate
for the petitioners

S.J.VAZIFDAR, ACTING CHIEF JUSTICE (ORAL):

Notice of motion.

Service is waived as Mr.Rahul Dev Singh, Deputy Advocate General, Haryana, accepts notice on behalf of respondent No.1 and Mr.Deepak Balyan, Additional Advocate General, Haryana, accepts notice on behalf of respondents No.2 and 3.

The petitioners have challenged the order dated 30.10.2015, rejecting their application for allotment of a plot under the oustees quota. The impugned order merely states that the petitioners' case is not covered by the policy dated 21.08.2015. The order ought to have specified, as to which aspect of the policy does not apply to the petitioners.

We would have invited a response from the respondents and decide the matter ourselves. However, such cases as this, require an examination of the facts as well, to ascertain whether the

policy applies to the applicants.

In the circumstances, the impugned order dated 30.10.2015 is quashed and set aside. The respondents shall pass a fresh order, giving reasons after affording the petitioners an opportunity of personal hearing. Needless to add that in the event of the petitioners being entitled to the allotment, the respondents would also pass the consequential orders.

**(S.J. VAZIFDAR)
ACTING CHIEF JUSTICE**

**(ARUN PALLI)
JUDGE**

February 19, 2016
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