

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

206

**Civil Writ Petition No.4857 of 2016
Date of Decision: October 20, 2016**

Parveen Behal

....Petitioner

versus

Chandigarh Administration and others

...Respondents

***CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN***

Present: Mr. Davinder Lubana, Advocate for the petitioner.

Ms. Deepali Puri, Advocate,
Mr. Daman Dhir, Advocate and
Mr. Mandeep Singh, Advocate for the respondents.

AJAY KUMAR MITTAL, J. (Oral)

1. The petitioner has approached this Court by way of filing the present petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of certiorari quashing the order dated 26.02.2016 (**Annexure P-5**) vide which the allotment of site for VITA Booth at Bal Bhawan, Sector 23, Chandigarh has been cancelled by respondent No.3. It has been claimed by the petitioner that the said order has been passed without prior notice and without affording an opportunity of hearing.

2. Notice of motion having been issued on 14.03.2016. Written statement on behalf of respondents No.1 to 3 has been filed.

3. At the very outset, learned counsel for the respondents submitted that the impugned order dated 26.02.2016 (Annexure P-5) may be set aside, however, liberty be granted to the respondents to pass a fresh order after affording an opportunity of hearing to the petitioner.

4. Accordingly, the order dated 26.02.2016 (Annexure P-5) is set aside with liberty to the respondents to pass a fresh speaking order after affording an opportunity of hearing to the petitioner. The petitioner shall appear for personal hearing before the Director, Department of Social Welfare-cum-Honorary Secretary, Indian Council for Child Welfare, Sector 17, Chandigarh (respondent No.3) on 07.11.2016. It is further clarified that the respondents shall pass the speaking order expeditiously and till then, status quo shall be maintained in respect of the said premises.

5. Disposed of.

(AJAY KUMAR MITTAL)
JUDGE

(RAMENDRA JAIN)
JUDGE

October 20, 2016
sonia gugnani

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No