

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

CWP No.9260 of 1993

Date of Decision.16.03.2017

Banwari Lal (deceased through LRs)

.....Petitioner

Vs

Joint Secretary (Rehabilitation)-cum-Settlement Commissioner, Haryana,
Chandigarh and others

.....Respondents

Present: Mr. Amit Jain, Advocate
for the petitioner.

Mr. Sandeep S. Mann, Sr. DAG Haryana
for respondent Nos.1 to 3.

Mr. Akshay Jindal, Advocate
for respondent No.4.

CORAM:HON'BLE MR. JUSTICE AMIT RAWAL

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AMIT RAWAL J. (ORAL)

Mr. Akshay Jindal, learned counsel appearing on behalf of respondent No.4, on instructions from his client, who is present in court and identified by him, submits that he wants to withdraw the objections filed qua auction held by the authorities in which the petitioner was declared the highest bidder.

On merits, the grievance of the petitioner is that authorities below while accepting the objection of respondent No.4 had set aside the auction wherein the petitioner was the highest bidder as he had offered more amount than the one quoted by the respondent. Once the objection has been withdrawn, the order under challenge cannot be allowed to be sustained, as no other bidder has come forward to give higher bid than the petitioner.

Resultantly the auction held on 22.09.1992 is ordered to be restored back and the petitioner shall deposit the balance amount within a

period of two months from the date of receipt of any demand order/formal letter in this regard and as a consequence, necessary order shall be passed by the authorities on receipt of the balance amount.

The writ petition stands disposed of in the above terms.

(AMIT RAWAL)
JUDGE

March 16, 2017
Pankaj*

Whether speaking/reasoned Yes

Whether reportable No