

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

CWP No.14171 of 2014

Date of Decision:08.09.2017

Ram Kali

.....Petitioner

vs.

Chandigarh Administration and others Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr. H.S. Virk, Advocate for Mr. Shekhar Chaudhary,
Advocate for the petitioner.

Mr. Suvir Sehgal, Senior Standing Counsel with
Mr. Akshay Sethi and Mr. Jaivir S. Chandail, Advocates
for respondent No.1.

Mr. Parveen Chauhan, Advocate for Mr. G.S. Wasu,
Advocate for respondent No.2.

Rakesh Kumar Jain (Oral)

This petition is filed against the order of the Permanent Lok Adalat (PUS), Chandigarh by which application filed by the petitioner under Section 22-C(1) of the Legal Services Authorities Act, 1987 has been dismissed.

After notice, the respondents have put in appearance. Counsel for the respondents have relied upon an order passed by this Court in CWP No.14745 of 2016 – Estate Officer, U.T., Chandigarh v. Dhanpat Yadav and another decided on 08.08.2017 to contend that Permanent Lok Adalat (PUS) has no jurisdiction to decide the lis between the parties arising out of declining the allotment of flat under the Chandigarh Small Flats Scheme, 2006 (amended upto date) as according to Clause 17 of the said Scheme, the appeal lies before Executive Officer, Chandigarh Housing Board. Thus, the present petition is hereby disposed of with liberty to the petitioner to file appeal, if so, advised, before the Appellate Authority as mentioned

hereinabove. If the appeal is filed within a period of 30 days from the date of receipt of certified copy of this order, the Chandigarh Administration and the Appellate Authority will not raise an issue with regard to limitation and the appeal shall be decided on merits.

September 08, 2017
renu

(Rakesh Kumar Jain)
Judge

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No