

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

CWP No.17947 of 2013
Date of decision : 20.03.2017

Dharam Pal and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

Present: Mr. Amandeep Singh Cheema, Advocate for the petitioners.

Mr. Amit Singh Sethi, Addl. A.G. Punjab.

AMIT RAWAL, J. (Oral)

The petitioner has approached this Court seeking issuance of writ in the nature of mandamus for directing the respondents to transfer the ownership of the land measuring 2.94 acres of Canal Rest House situated within the revenue estate of Village Golewala, Tehsil and District Mansa, Punjab in their favour on the premise that vide Annexure P-2 dated 06.01.2000, being highest bidder i.e. of ₹12,40,000/- but yet authorities have not executed any sale deed.

The factum of the receipt of the entire principal amount including the interest of 15% p.a., as auction purchaser been given a chance to deposit the balance amount either within 60 days or within a period of one year in four equal installments along with interest @ 15% p.a., is accepted vide letter dated 03.09.2012 (Annexure P-3).

Stand of the State had been that the petitioners are defaulter and failed to deposit the installments as per the terms and conditions.

In my view, the prayer sought in the writ petition is most innocuous. In case of similar situated persons, it has been seen that where even the entire payment has been deposited, the sale deed has not been executed.

State is directed to pass speaking order on request of the petitioners by treating the writ petition as representation and representation (Annexure P-6) and decide the same, within a period of three months from the date of receipt of certified copy of the order, much less, taking into consideration the contents of the order (Annexure P-5) dated 16.05.2011 passed in CWP No.6246 of 2010.

Writ petition stands disposed of, in aforementioned terms.

20.03.2017

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**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No