

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.10761 of 2017.

Date of Decision: May 18, 2017

Ramesh Chand Nain

.....Petitioner

versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

Present: Mr.Munish Kumar Garg, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner has been offered a residential plot in Sector-32, Urban Estate, Karnal in compliance to the directions issued on 11.08.2015 in his earlier writ petition bearing CWP No.17349 of 2014, at the current market rate, i.e. Rs.33000/- per square meter. The petitioner alleges that as per the order dated 26.06.2014 (P-11) passed by HUDA authorities, the rate for allotment of plot in Sector-32, Karnal in the year 2014 was Rs.16,500/- per square meter. He thus questions the rate on which allotment has been offered to him.

Since the petitioner has raised a factual issue which is required to be examined by HUDA authorities, we dispose of this writ petition with a direction that let the petitioner submit a representation in this regard to the Estate Officer, HUDA, Karnal, who in turn is directed to verify the same and determine as to whether the petitioner is entitled to allotment of plot at the rate prevalent in the year 2015 when his writ petition was disposed of or he would be compelled to pay the allotment price at the rate prevalent in the year 2017 when offer was made to him. Let the needful be done within a

period of two months from the date of submission of representation by the petitioner.

Till then, the petitioner may deposit 25% of the allotment price as demanded by the HUDA authorities, without prejudice to his legal rights. In case the allotment rate is reduced, the excess amount paid by the petitioner shall be adjusted against future installments.

[SURYA KANT]
JUDGE

May 18, 2017
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[SUDIP AHLUWALIA]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No