

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.10900 of 2017.

Date of Decision: May 19, 2017

Brij Lal

.....Petitioner

versus

Chandigarh Administration, Chandigarh and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

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

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Surya Kant, J. (Oral)

The house and booth owned by the petitioner's family, situated in village Attawa, U.T. Chandigarh, was statedly demolished in the year 1986 and as per the assurance given by the Chandigarh Administration to rehabilitate the ex-appropriated families, father of the petitioner as well as his two brothers have been admittedly allotted residential units in Chaman Colony, Dhanas by the Chandigarh Housing Board. The petitioner at a highly belated stage raised a claim that he has been residing separately from his father and brothers, hence he is entitled to allotment of an independent unit. His claim was turned down by the Chief Administrator, U.T. Chandigarh on 11.02.2004. After seven years and 10 months, the petitioner chose to challenge that order in a revision which has been dismissed by the Advisor to the Administrator, U.T. Chandigarh vide order dated 21.12.2016 on the ground of delay and laches.

We have heard learned counsel for the petitioner and gone through the records.

Besides fatal delay attributed to the petitioner, on merits also he

has no case for allotment of a separate unit as there is a categorical finding of fact that petitioner used to reside alongwith his father and two brothers and the family has been sufficiently rehabilitated. Each member of the family is not required to be allotted a separate unit in lieu of the demolished house/booth.

No case to interfere with the orders under challenge is made out.

Dismissed.

[SURYA KANT]
JUDGE

May 19, 2017
mohinder

[SUDIP AHLUWALIA]
JUDGE

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