

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

CWP No. 15266 of 2016 (O&M)

Date of decision : 26.5.2017

Om Parkash and another

.. Petitioners

versus

State of Haryana and others

.. Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal
 Hon'ble Mr. Justice Harinder Singh Sidhu**

Present: Mr. V. B. Aggarwal, Advocate, for the petitioners.

Rajesh Bindal, J.

The petitioners have approached this Court with a grievance that the land reserved for common purposes has been misutilized by allotting plots to the Scheduled Castes families and the families living below poverty line in the village.

The submission is that without there being any utilization plan prepared, the land could not have been allotted. Further proper procedure as required for allotment of plots has not followed as the approval of the Government was not taken.

After hearing learned counsel for the petitioners, we do not find it appropriate to interfere in the present writ petition at this stage. The resolution has been passed by the Gram Panchayat to allot 124 plots to the villagers, who were selected as beneficiaries under Mahatma Gandhi Gramin Basti Yojna. The land was reserved on 22.12.2008. The allotments

were made in the year 2011 and the writ petition for the first time was filed by the petitioners four years thereafter in the year 2015. Though there may be some procedural error in the allotment of plots, however, still considering the fact that these have been allotted to poor strata of the society and there is no allegation of misutilisation of power in the process of allotment of plots, we do not find any reason to interfere in the present writ petition more than five years after the allotment were made.

The writ petition is accordingly dismissed.

(Rajesh Bindal)
Judge

26.5.2017
vs

(Harinder Singh Sidhu)
Judge

Whether speaking/ reasoned
Whether Reportable

Yes/No
Yes/No