

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.12525 of 2017 (O&M)

Date of Decision: 31.05.2017

Rupinder Singh Negi

... Petitioner

VS.

UT Chandigarh & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE HARI PAL VERMA

Present: Mr. Ranjivan Singh, Advocate for the petitioner

SURYA KANT, J. (Oral)

(1) The petitioner is a differently-abled person. He is stated to be 85% permanently disabled. He seeks a direction to the Chandigarh Administration for allotment of booth site/built-up booth in accordance with the "Licensing of Bare Booth Site/Built-up Booths to the Persons with Disabilities Scheme, 2009".

(2) In sum and substance, the case of the petitioner is that he applied for allotment of booth under the above-stated Scheme to earn his livelihood but the allotment was denied to him on the ground that his annual income was exceeding ₹ 1 lac. The petitioner thereafter has submitted representation along with various documents claiming, *inter alia*, that his monthly income from all sources is ₹ 2200 per month only, namely, less than ₹ 1 lac per annum. The petitioner was asked to appear before the Screening Committee constituted by Director, Social Welfare Department, Chandigarh Administration on 21.09.2016 but it appears that no decision *re*: allotment has been taken so far.

(3) Having heard learned counsel for the petitioner and considering the fact that his claim for allotment of booth site/built-up booth is still under consideration of the competent authority, we dispose of the writ petition with a

direction to respondents No.2 to 4 to re-verify the petitioner's claim regarding his monthly/annual income and if it is found that he qualifies the prescribed criteria, let his claim for allotment of booth site/built-up booth be considered.

(4) Let an appropriate decision by way of reasoned order be taken within two months from the date of receipt of certified copy of this order.

(Surya Kant)
Judge

31.05.2017
vishal shonkar

(Hari Pal Verma)
Judge

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes/No
Yes/No