

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.1902 of 2016 (O&M)

Date of decision: July 28, 2017

Estate Officer, U.T. Chandigarh

...Petitioner

Versus

Chai and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Vivek Chauhan, Advocate for the petitioner.

Mr. S.S. Sidhu, Advocate for respondent No.1.

Rajan Gupta, J.(oral)

Present writ petition is directed against the order 06.02.2015 (Annexure P-5), passed by Permanent Lok Adalat (Public Utility Services), whereby respondent No.1 has been declared eligible for allotment of alternate site and petitioner has been directed to allot the same.

At the outset, it is submitted that all connected matters have been disposed of by a coordinate bench in CWP No.15419 of 2011, decided on 26.04.2017, with liberty to the private respondent to file appeal before the Chief Executive Officer in terms of Section 17 of Scheme of 2006.

As a result, the impugned order passed by the Permanent Lok Adalat (PUS) is hereby set-aside. If any allotment has been made pursuant to the direction given, same shall not be disturbed till respondent No.1 exhaust the remedy of appeal. The Chief Executive Officer would decide the issue after considering all the relevant material on record being

conscious of all the facts and circumstances of the case. In case respondent No.1 prefers an appeal within one month from the date of receipt of certified copy of the order, no question of limitation shall be raised by the appellate authority.

Disposed of.

(RAJAN GUPTA)
JUDGE

July 28, 2017
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No