

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.1873 of 2017.
Date of Decision: February 02 , 2017

Jagdish

.....Petitioner

versus

Union Territory, Chandigarh and others

.....Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE SUDIP AHLUWALIA.**

Present: Mr.Kushagra Mahajan, Advocate, for the petitioner.
Mr.Jaivir Chandail, Advocate, for the respondents.

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Surya Kant, J. (Oral)

Notice of motion.

On our asking, Mr.Jaivir Chandail, learned Standing Counsel for UT Administration, accepts notice on behalf of the respondents.

Let three copies of the writ petition be handed-over to him during the course of day.

In view of the nature of order which we propose to pass, there is no need to seek any counter-reply from the respondents at this stage.

The petitioner seeks a direction to Chandigarh Administration to allot him one-room tenement under the 'Chandigarh Small Flats Scheme, 2006' in view of the fact that his Jhuggi No.194, Pandit Colony, Village Kajheri, U.T., Chandigarh was demolished and all such Jhuggi dwellers have been rehabilitated by allotting one room tenements under the above-mentioned Scheme.

The petitioner's case is that he had been residing in the above-mentioned Jhuggi since long and voter cards have also been issued in favour

has also been issued in his name at the same address. Besides this, in the biometric survey, the petitioner was found residing in the above-stated jhuggi.

In the light of the above-mentioned averments made by the petitioner but without expressing any views on merits of his claim, the writ petition is disposed of with a direction to respondent Nos.2 & 3 to verify the petitioner's claim and if found entitled to, consider him for allotment of one room tenement under the Chandigarh Small Flats Scheme, 2006, notified on 09.11.2009. It is directed that while considering the claim of the petitioner, the judgment of this Court in Dinesh Kumar and others versus Union Territory, Chandigarh and others, 2015(4) RCR (Civil) 54, shall also be followed.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

February 02, 2017
mohinder

[SUDIP AHLUWALIA]
JUDGE

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