

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

CWP 24425 of 2017

Date of Decision : October 30, 2017

Karan Singh and others

.....Petitioners

VERSUS

State of Haryana and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE T.P.S. MANN
HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present : Mr. Gaurav Gupta, Advocate for
Mr. Gaurav Singla, Advocate
for the petitiones.

T.P.S. MANN, J. (Oral)

The petitioners are residents of village Dadhota, Tehsil Palwal. They claim to be belonging to Scheduled Caste and Backward Class communities and are living below poverty line. It is further averred that APL/BPL cards have been issued to them. It is also averred that they do not own any residential house or agricultural land in the village. The State Government decided to implement 'Mahatma Gandhi Gramin Basti Yojna' through the Gram Panchayats. Under the said Scheme, 100 square yard plots are to be allotted to such residents of the village who are living below poverty line. Such an exercise was undertaken in the village of the petitioners but their names do not find mention in the final list prepared for allotment. Feeling aggrieved, the

petitioners made representations to the Sarpanch as well as Deputy Commissioner, Palwal but finding no response thereto, the instant writ petition has been filed.

Whether the petitioners are eligible for allotment of 100 square yard plots in terms of the Government Policy is essentially a question of fact which can be determined by the authorities on appreciation of proof or material relied upon in this regard. Since Gram Panchayat has not found the petitioners eligible, we deem it appropriate to dispose of this writ petition with liberty to the petitioners to submit their claim with supporting documents to the Deputy Commissioner, Palwal, who shall order a fact-finding enquiry to determine the claim of each petitioner and decide the same by way of a reasoned order within a period of six months from the date of receiving such claim/representation from the petitioners.

Dasti.

**(T.P.S. MANN)
JUDGE**

October 30, 2017
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**(MAHABIR SINGH SINDHU)
JUDGE**

Whether speaking/reasoned. : Yes/No

Whether Reportable. : Yes/No