

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.2699 of 2017.

Date of Decision: February 14, 2017

Jaideep Singh and another

.....Petitioners

versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

Present: Mr.S.S.Salar, Advocate, for the petitioners.

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Surya Kant, J. (Oral)

Plot No.63-B in '129 Acre Development Scheme' of Ludhiana Improvement Trust was allotted to one Amar Singh son of Bhag Singh on 19.01.1989. The allottee sold the plot in favour of petitioner No.1 whereupon the plot was duly transferred in his favour vide letter dated 08.06.1989. There is a long story as explained by the petitioners culminating into cancellation of allotment of the plot on two occasions as the Trust found the original allottee to be ineligible for allotment. However, on both occasions, the plot stood restored in favour of petitioner No.1.

1st petitioner is said to have sold the plot to petitioner No.2. The grievance of the petitioners is that despite several communications and representations the Trust has not issued No Objection Certificate, due to which petitioner No.1 is unable to transfer the plot in favour of petitioner No.2 on deposit of transfer charges. The petitioners have in this regard served the Trust with a legal notice dated 07.04.2016 (P-17) but finding no response thereto, the instant writ petition has been filed.

Having heard learned counsel for the petitioners and considering the allegations made by the petitioners that from the last several years they are unsuccessfully representing the Trust to issue No Objection Certificate, the writ petition is disposed of with a direction to respondent No.2 to consider the petitioners' claim as contained in the legal notice dated 07.04.2016 (P-17) and decide the same by passing a reasoned order within a period of two months from the date of receiving a certified copy of this order. If the petitioners are found entitled to, No Objection Certificate shall also be issued within two weeks thereafter.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

February 14, 2017
mohinder

[SUDIP AHLUWALIA]
JUDGE

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