

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CWP No. 692 of 2016

Date of decision : September 18, 2017

Darshan Singh

..... **Petitioner**

Versus

U.T.Chandigarh and others

..... **Respondents**

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:-

Mr. Nafees Ahmad Khan, Advocate for
Ms. Sweta Nahota, Advocate
for the petitioner.

Mr. Suvir Sehgal, Senior Standing Counsel for U.T.
Chandigarh with
Mr. Akshay Sethi, Advocate and
Mr. Jaivir Chandair, Advocate
for respondent Nos. 1,3,4,5 & 6.

RAKESH KUMAR JAIN, J (oral).

This petition is filed against the order dated 4.5.2015 passed by the Permanent Lok Adalat (Public Utility Services), Chandigarh by which application filed by the petitioner for allotment of flat under the Chandigarh Small Flats Scheme, 2006 (amended upto date) has been declined.

Counsel for the U.T.Chandigarh has produced an order passed by this Court in CWP No.14745 of 2016 **Estate Officer, U.T.Chandigarh Vs. Dhanpat Yadav and another** decided on 8.8.2017 to contend that the petitioner has an alternative remedy of appeal against the order of rejection of his claim to the flat under the aforesaid scheme.

In view of the aforesaid, the present petition is hereby disposed of relegating the petitioner to his remedy of availing the right of

appeal, to be raised before the Chief Executive Officer, Chandigarh Housing Board.

In case, the appeal is filed within one month from the date of receipt of certified copy of this order, neither the Chandigarh Administration nor the appellate authority would raise any question with regard to limitation and decide the appeal at the earliest.

(RAKESH KUMAR JAIN)
JUDGE

September 18, 2017
archana

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No