

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.4865 of 2017.

Date of Decision: March 09, 2017

Dr.Ajit Gupta

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

Present: Mr.Girish Agnihotri, Senior Advocate with
Mr.Arvind Seth, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner was a major share-holder in respondent No.3-private limited company to whom Haryana State Industrial & Infrastructure Development Corporation Limited (for short, 'HSIIDC') allotted site No.H-2, Technology Park, Sector-22, Panchkula. It appears that a dispute arose amongst the Promoters/Directors/Share-holders of respondent No.3-company which led to initiation of proceedings against each other. Thereafter, the matter was settled between the parties, as is evident from the order passed by the National Company Law Tribunal, Principal Bench, New Delhi (P-13). The agreement-cum-settlement between the parties is also on record as Annexure P-14.

It further appears that at the time when the above-stated plot was allotted to respondent No.3-company, HSSIDC had given option to the petitioner, being the Principal Head of respondent No.3-company, for allotment of one more plot at IMT, Rohtak. However, at that time, the petitioner opted for allotment of plot in question at Panchkula in favour of

respondent No.3.

The petitioner, after parting ways from respondent No.3, is said to have made several complaints to HSIIDC for cancellation of the plot allotted to respondent no.3 at Panchkula. Simultaneously, the petitioner is said to have represented the HSIIDC to revive the offer of allotment of a plot to him at IMT, Rohtak.

The instant writ petition has been filed by the petitioner seeking a direction for cancellation of plot in favour of respondent No.3 as also to allot him the plot at IMT, Rohtak. While we do not entertain the first prayer made for cancellation of allotment of plot to respondent No.3 as it is a seriously disputed question of fact, the instant writ petition is disposed of without expressing any views on merits with a direction to the Managing Director, HSIIDC-respondent No.2 to consider the petitioner's request for allotment of plot at IMT, Rohtak, in accordance with the HSIIDC/State Government Policy/Rules and take an appropriate decision preferably within a period of three months from the date of receiving a certified copy of this order.

[SURYA KANT]
JUDGE

March 09, 2017
mohinder

[SUDIP AHLUWALIA]
JUDGE

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