

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.804 of 2017.

Date of Decision: January 18, 2017

Het Ram

.....Petitioner

versus

Haryana Urban Development Authority and others

.....Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE GURMIT RAM.**

Present: Mr.Mahesh Kumar Sangwan, Advocate for the petitioner.

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1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Surya Kant, J. (Oral)

The petitioner is an ex-serviceman. He applied for allotment of a 10 marla residential plot in Sector-18, developed by HUDA at Rewari and was successful in draw of lots held in November, 2010. However, no allotment letter has been issued to him on the ground that he was Junior Commissioned Officer in the Army, hence is not entitled to allotment of 10 marla plot. According to the authorities, the petitioner is entitled to a smaller size plot.

The said controversy has been already settled by this Court in favour of ex-servicemen vide various orders appended with the writ petition, i.e., order dated 01.02.2012 passed in CWP No.18393 of 2008 (The Hisar Ex-Naval Personnel Welfare Society versus State of Haryana and another and other connected cases (P-4); order dated 03.08.2006 passed in CWP No.10272 of 2006 Rakesh Kumar Bhatia versus Haryana Urban Development Authority and others (P-5), and order dated 10.10.2012 passed

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in CWP No.13630 of 2012 (Chander Bhan Sharma versus Haryana Urban Development Authority and others (P-6).

In this view of the matter, since *prima-facie* claim of the petitioner is squarely covered under the cited decisions, we dispose of this writ petition with a direction to the respondents to verify the petitioner's claim and if the factual assertion made by him is found to be correct, let his claim be decided in the light of the cited judgments, within a period of three months from the date of receiving a certified copy of this order.

Ordered accordingly.
Dasti.

[SURYA KANT]
JUDGE

January 18, 2017
mohinder

[GURMIT RAM]
JUDGE

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