

**110-1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

COCP No.1080 of 2018(O&M)
Date of decision: 11.12.2018

Balbir Singh and another	Versus	...Petitioners
Ravi Prakash Gupta and another		...Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAUR

Present: Mr. Gaurav Tyagi, Advocate
 for the petitioner.

 Mr. Deepak Sabherwal, Advocate
 for the respondents.

NIRMALJIT KAUR, J. (ORAL)

The present contempt petition is filed for non-compliance of order dated 16.08.2017.

Reply by way of affidavit of J. Ganesan, Chief Administrator, HSVP, Panchkula has been filed. As per the said reply, the Committee found that the petitioner was eligible for allotment of 14 marlas of plot as ground coverage of constructed area of residential house measured 188 square meters. A copy of proceedings of the screening Committee is attached herewith as Annexure R1. On the basis of decision of the committee, draw of plots was held on 08.12.2017 and the petitioner was declared successful for allotment of plot No. 724, Sector 37-C, Gurugram. Thereafter, the petitioner was allotted the said plot vide allotment letter No. 756 dated 20.07.2018. A copy of the allotment letter dated 20.07.2018 is attached herewith as Annexure R2.

In view of the above, this Court does not found any contempt is made out.

Learned counsel for the respondents states that as per the statement of the respondents the petitioner was entitled to 200 square meters, whereas they have allotted plot measuring 14 marlas which is more.

However, learned counsel for the respondents have pointed out that the said statement also led that the petitioner would be allotted plot as per the Rehabilitation Policy. As per the Rehabilitation Policy, the petitioner is entitled for 14 marlas of plot.

In view of the above, the Court does not found willful disobedience of the order, the present contempt petition is dismissed.

However, in case, the petitioner is aggrieved, he is at liberty to challenge the said allotment in accordance with law.

11.12.2018

renu bala

(NIRMALJIT KAUR)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No