

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

206

COCP No.1931 of 2015

Date of Decision:25.05.2018

Surender Singh and others

....petitioners

Versus

Sh.P.Raghvinder Rao and another

.....respondents

CORAM: HON'BLE MR.JUSTICE RAJIV NARAIN RAINA

Present: Mr.Jitender Singh Kundu, Advocate for
Mr.R.A.Yadav, Advocate
for the petitioners

Ms.Shruti Jain Goyal, AAG Haryana

RAJIV NARAIN RAINA, J. (ORAL):

Mr.Arun Kumar Gupta, IAS, Principal Secretary, Urban Estate, Haryana, is present in the Court. The status report in the form of affidavit has been filed in the Court and the same is taken on record. Copy supplied to the next friend of learned counsel for the petitioners

It is explained in the status report that the residential area was over an area of 238 sq.yards. The Scheme requires some additional land for beneficial enjoyment of the residential area. In addition, extra land has been released, which accounts for 295 sq.yards. The total land released including residential house and surrounding area is 533 sq.yards. The site plan has been attached with the status report. Mr.Arun Gupta, points out that the residential land plus additional land was released in the year 2015. An affidavit to this effect was filed on 15.09.2015, with which the site plan was attached.

A perusal of the site plan of land in CWP No.7034 of 2014, the main writ petition, shows the constructed rooms in pink colour, while the blue area is falling in between and without the use of which two sets of constructed area cannot be utilised for the benefit of the petitioners and their family. The blue part has been released together with the construction falling in pink portion. However, in the adjoining land shown in green colour, the petitioners carry out commercial activities, which is not part of the Scheme and that is open to acquisition for public purpose, provided compensation is paid.

In view of the position explained, I find that there is no wilful disobedience of the orders passed by this Court. Accordingly, the petition is dismissed. Rule is discharged. Since Mr.R.A.Yadav, Advocate, learned counsel for the petitioners is stated to be travelling abroad, his next friend Mr.Jitender Singh Kundu, Advocate is present for hearing. In case, Mr.Yadav's client have any grievance, they are free to move the administrative authority, who will redress the grievance, if any, if it still subsists in any form, regarding the property in question.

25.05.2018

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(RAJIV NARAIN RAINA)
JUDGE

Whether speaking/reasoned
Whether reportable-

Yes/No.
Yes/No