

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

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CWP-10215-2018

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Date of Decision: 26.04.2018

YASHWANT

....Petitioner(s).

Versus

THE STATE OF HARYANA AND ORS.

...Respondents.

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present: Mr. Varun Gupta, Advocate for the petitioner.

ANUPINDER SINGH GREWAL, J.

In this petition, which has been filed in the nature of public interest litigation, the petitioner has sought a direction to the respondents to extend the benefits of the BPL (Below Poverty Line) cards to deserving families. He has sought further direction to the respondents to take action against the officials, who had extended undue benefits of BPL cards to several undeserving well to do persons.

2. The petitioner is stated to be a resident of Village Dhamlawas Post Office Pithrawas District Rewari (Haryana). It is stated that the petitioner is a social worker and is engaged in public service. He intends to highlight the unethical acts of highly placed officers/officials and Ex-Sarpanch etc. dealing with the Welfare Schemes like BPL cards.

3. It is stated in the petition, that BPL cards have been wrongly issued to undeserving families without assessing their

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financial conditions, instead of the families who are living below poverty line and are in miserable condition.

4. Learned counsel for the petitioner contended that there are several instances wherein benefits under BPL scheme were extended to undeserving persons.

5. Upon a query put by this Court with regard to any specific instances of such irregularities, learned counsel for the petitioner drew our attention to para 10 of the petition, wherein few instances of alleged irregularities in issuance of BPL Cards have been mentioned. A perusal of the same reveals that the circumstances under which they have been issued BPL cards are not set out in the details enumerated therein. At serial No.6, 7 and 9, the benefit of allotment of plots is stated to have been taken in the year 1977. This petition has been filed after 40 years of the issuance of such cards. On the basis of such material, it would not be possible for this Court to issue directions to the respondents in a public interest litigation, which has been filed in the year 2018. No such instance has been brought forth where any genuine person has been deprived of the benefits of the BPL scheme, although vague and nebulous pleadings have been made to this effect.

6. Therefore, we do not find any merit to entertain the instant petition filed in the nature of public interest litigation which stands dismissed. However, the petitioner would be at liberty to bring any instance of irregularity in issuance of BPL cards to the

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notice of respondents, who shall take action in accordance with law. In case they do not take action in accordance with law the petitioner shall be at liberty to adopt the remedy available to him under the law.

(AJAY KUMAR MITTAL)
JUDGE

(ANUPINDER SINGH GREWAL)
JUDGE

26.04.2018

SwarnjitS

Whether speaking/reasoned :	YES/NO
Whether reportable :	YES/NO