

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

CWP No.14787 of 2018 (O&M)

Date of Decision: 30.08.2018

Amit Kumar Yadav

...Petitioner

VS.

State of Haryana & Ors.

... Respondents

**Coram : Hon'ble Mr.Justice Surya Kant
Hon'ble Mr.Justice Sudip Ahluwalia**

Present: Mr. Neeraj Jain, Advocate for
Mr. GS Sandhu, Advocate for the petitioner

SURYA KANT J. (Oral)

(1) The petitioner participated in an open auction held for the sale of plot No.1157 measuring 4 marla in Sector 45, Gurugram. The reserve price of the plot was ₹ 51,97,500/-. The petitioner gave bid equivalent to the reserve price and deposited 10% earnest money. The competent authority-cum-Administrator, HUDA declined to approve the auction. Consequently, 10% amount deposited by the petitioner was returned and the plot was put to re-auction on 20.06.2017. In the second auction, the plot fetched price of ₹ 66,50,000/-. Much after the second auction, the petitioner started claiming that his bid should be accepted, and if not, for the same plot, an alternative plot be allotted at the same rate. Such a claim has been turned down by the Estate Officer vide speaking order dated 27.09.2017 (P11).

(2) We do not find any legal infirmity in the decision taken by the competent authority in not accepting the petitioner's bid at par with the reserve price. The same property, within a span of less than one month, fetched higher price of ₹ 66,50,000/- which obviously shows that everything

was not transparent at the time of previous auction held on 28.05.2017 in which the petitioner was the sole bidder for the subject plot.

(3) Dismissed.

(Surya Kant)
Judge

30.08.2018

vishal shonkar

(Sudip Ahluwalia)
Judge

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes
No