

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.17936 of 2017

Date of Decision: July 20, 2018

Seema Rani

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

Present: Mr.H.S.Dhillon, Advocate, for the petitioner.
Mr.Sandeep Moudgil, Additional AG, Haryana.
Mr.Deepak Balyan, Advocate, for HUDA.

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Surya Kant, J. (Oral)

The question which arises for consideration in this case is whether HUDA land has been encroached upon and any illegal construction raised on such public property, in front of house of the petitioner? The persons who are allegedly constructing the house are not party-respondents. No order adverse to their interest can thus be passed behind their back. At the same time, it is duty of HUDA authorities to ensure that no encroachment or illegal construction is raised at a public site.

Having heard learned counsel for the parties but without expressing any views on merits of the allegations, the writ petition is disposed of with a direction to the Estate Officer, Panipat to get the demarcation carried out in the presence of the petitioner as well as the persons in whose favour some land appears to have been released. The Administrator, HUDA, Rohtak and Estate Officer, Panipat shall ensure that the construction is permitted on the private land as per the zoning plan etc. The needful shall be done within a period of one month from the date of receiving a certified copy of this order.

Dasti.

[SURYA KANT]
JUDGE

July 20, 2018

mohinder

(SUDIP AHLUWALIA)

JUDGE

Whether speaking/reasoned

:

Yes/No

Whether Reportable

:

Yes/No