

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

205

CWP-22925-2017
Date of Decision: 23.03.2018

KARNAIL SINGH

....Petitioner.

V/S

STATE OF PUNJAB AND ORS.

...Respondents.

CWP-23960-2017

RANBIR SINGH SAINI

....Petitioner.

V/S

STATE OF PUNJAB AND ORS

...Respondents.

CWP-23997-2017

SWARAN SINGH

....Petitioner.

V/S

STATE OF PUNJAB & ORS

...Respondents.

CWP-24001-2017

BAHADUR SINGH

....Petitioner.

V/S

STATE OF PUNJAB & ORS

...Respondents.

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

Present: Mr.Sunil Chadha, Senior Advocate with
Ms. Swati Verma, Advocate and
Ms. Arti Kaur, Advocate
for the petitioner.

Mr. Jagmohan S. Ghuman, DAG, Punjab.

Mr. R.S. Khosla, Senior Advocate with
Mr. Sarvesh Malik, Advocate
for respondents No.2 & 3-GMADA.

AJAY KUMAR MITTAL, J. (ORAL)

This order shall dispose of Civil Writ Petition (CWP) Nos.22925, 23960, 23997 and 24001 of 2017, as the learned counsel for the parties agreed that identical question of law arises in all the aforesaid petitions. The facts have been taken from CWP No.22925 of 2017.

2. The petitioner(s), by way of present writ petitions filed under Articles 226/227 of the Constitution of India, are seeking writ of mandamus directing the respondents to issue 'Oustee Certificate' in favour of the petitioner(s) and to put their names in the draw of lots to be held for the purpose of allotment of residential plots to the oustees in Sector 82-A/83-A, Mohali and further seeking direction that the said draw be held before any

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other draw is held for any other category for I.T. City/Knowledge Park, S.A.S.Nagar, Mohali.

3. Learned counsel for respondents No.2 and 3 submitted that insofar as petitioners in CWP Nos.22925, 23997 and 24001 of 2017 are concerned, 'Oustee Certificates' have already been granted to them. However, it was stated that in respect of CWP No.23960 of 2017, the petitioner therein can approach the respondent-authorities and on an application, the same shall be issued to him, in accordance with law. It was further submitted that a public notice has been issued on 17.03.2018 published in the English Tribune inviting applications for allotment of plots in 'Oustee Category' in respect of all the oustees, who had become oustees at different points of time. A copy of the said notice is taken on record. It has further been stated that the last date for receiving the applications is 31.03.2018.

4. In view of the above, it was prayed that since the relief claimed in the writ petition has been granted, therefore, the present writ petitions have been rendered infructuous and be disposed of as such. Ordered accordingly.

5. Learned counsel for the petitioner(s) submitted that the petitioners have not been able to verify the aforesaid facts as

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stated by the learned counsel for respondents No.2 and 3. Accordingly, liberty is granted to the petitioner(s) to move an application for revival of the petition(s), in case something survives therein.

6. It is further observed that the respondents-GMADA authorities shall fix the date of draw of lots expeditiously.

(AJAY KUMAR MITTAL)
JUDGE

(ANUPINDER SINGH GREWAL)
JUDGE

23.03.2018

SwarnjitS

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