

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

CWP No.23872 of 2018 (O&M)

Date of Decision: 18.09.2018

Sarabjit Kaur

...Petitioner

VS.

State of Punjab & Anr.

... Respondents

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

Present: Mr. AS Salar, Advocate for the petitioner

SURYA KANT J. (Oral)

(1) The land of the petitioner's husband was acquired by State of Punjab for Ludhiana Improvement Trust to develop 'Bharat Nagar Extension Development Scheme'. The acquisition took place way back on 21.01.1967/21.04.1967. The petitioner after allegedly making some representations approached this Court by way of CWP No.20610 of 2017 seeking a direction for allotment of plot under the Local Displaced Persons category. The said writ petition was disposed of on 12.09.2017 with a direction to decide her claim. In purported compliance of those directions, Chairman of the Improvement Trust, Ludhiana has passed the order dated 15.03.2018 (P9) holding the petitioner entitled for allotment of a plot under the Local Displaced Persons category in lieu of the acquired land.

(2) As no formal allotment has been made so far, the petitioner has filed the instant writ petition.

(3) As the facts would speak for themselves, the Trust has, for the reasons best known to it, condoned the delay running into decades and accepted the petitioner's claim in principle.

(4) Having done so, the Trust cannot hold back the formal allotment.

(5) The writ petition is accordingly disposed of without expressing any views on merits with a direction to the Improvement Trust, Ludhiana to take up further follow-up action in accordance with the Rules/Regulations and, if need be, with the prior permission of the State Government. It is made clear that the allotment, if any, shall be at the current allotment price.

(6) Ordered accordingly.

(Surya Kant)
Judge

18.09.2018
vishal shonkar

(Sudip Ahluwalia)
Judge

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

Yes
No