

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCN No. 3245 of 2016

Date of Decision: 23.07.2019

Gajraj Singh and another

.....Petitioners

Versus

S.S. Prasad and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Ram Kumar Saini, Advocate
for the petitioners.

Mr. Arvind Seth, Advocate
for the respondents.

AVNEESH JHINGAN, J.(oral)

This contempt petition has been filed pleading wilful disobedience
of order dated 28.1.2016 passed in CWP No. 22403 of 2014.

The operational part of the order is reproduced below:

"2. The petitioners had applied pursuant to an earlier advertisement, but their application was incorrectly rejected on the ground that the petitioners' land to the extent of less than 75% had been acquired. The plots pursuant to the earlier advertisement are now exhausted. The respondents, however, have today filed an affidavit stating that 203 plots are available in Sector 57, Gurgaon i.e. the same Sector from which the petitioners' land was acquired. These plots, however, are available under various categories including the oustees category.

3. The respondents shall, therefore, upon the decision to dispose of the plots consider the petitioners' claim for the allotment of a plot under the oustees quota in accordance with law.

4. The respondents shall undertake the process in accordance with law by 30.06.2016."

Learned counsel for the respondents has produced a letter dated 3.7.2019, same is taken on record as Mark-A. Copy given to counsel for the petitioners.

On the basis of the said letter, learned counsel for respondents submits that he has instructions to state that the mini draw of lots of one kanal available in Sector 57, Gurugram is going to be held for compliance of the order of this Court.

In view of the said statement, learned counsel for the petitioners states that no cause of action survives in pursuing the present contempt petition, however, he seeks liberty to avail remedy in accordance with law, if aggrieved of any further action of the respondents.

Disposed of as infructuous with liberty as prayed for.

Rule issued against the respondents is hereby discharged.

(AVNEESH JHINGAN)
JUDGE

23.07.2019

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Whether speaking/reasoned	Yes
Whether Reportable:	No