

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.15467 of 2019

Date of Decision:-30.05.2019

National Social Welfare Association of India.

.....Petitioner.

Versus

State of Haryana & Ors.

.....Respondents.

**CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH
HON'BLE MR. JUSTICE ARUM KUMAR TYAGI**

Present:- Mr. Sunil Kumar, Advocate for
Mr. Mahesh Gupta, Advocate for the Petitioner.

JASWANT SINGH, J.

Members of petitioner-association claim themselves to be residents of village Kharak Mangoli, Old Panchkula. They seek a writ in the nature of Mandamus directing the official respondents to allot plots measuring 100 square yards to each of the villager, as the respondent-State has planned to merge the entire village in the Urban Area and they are being treated as encroachers.

As per the association, despite numerous representations, the '*Mahatama Gandhi Gramin Basti Yojna*' is not being implemented in village Kharak Mangoli, Old Panchkula.

We have heard counsel for the petitioners at length and

scrutinized the record with his assistance. However, we are not inclined to issue any such direction as sought.

The framing of a scheme and the manner in which it has to be implemented/executed is completely in the domain of executive. We cannot act oblivious to the numerous considerations and the thought process that goes into for implementing of any scheme. The courts are well advised to stay clear from interfering in the said decision making process, which is completely in the domain of the executive. We would have interfered in the instant matter, had there been any arbitrariness in any decision taken by the executive. However, from the record no such arbitrariness or mala-fides are evident and consequently, no case is made out for invoking the writ jurisdiction of this Court under Article 226 of the Constitution.

Dismissed.

**(JASWANT SINGH)
JUDGE**

**(ARUN KUMAR TYAGI)
JUDGE**

May 23, 2019
joshi/Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>