

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

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**CWP No.14647 of 2016**  
**Date of Decision: 06.05.2019**

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Mahabir Singh & Ors.

... Petitioners

VS.

State of Haryana & Ors.

... Respondents

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**CORAM: HON'BLE MR.JUSTICE G.S. SANDHAWALIA**

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Present: Mr. Jitender Malik, Advocate for the petitioners

Mr. Sudeep Mahajan, Addl. AG Haryana

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**G.S. SANDHAWALIA, J. (Oral)**

In the present writ petition under Articles 226/227 of the Constitution of India the petitioners are seeking a writ in the nature of mandamus to direct the respondents to pay/disburse 750 days of minimum wages (₹ 230/day) totaling to ₹ 1,72,500/- to the petitioners as per R&R policy apart from other benefits.

In pursuance to the order dated 10.01.2018, the respondents have passed a speaking order dated 22.03.2018 wherein it has been concluded that that 33 out of 40 petitioners in the present writ petition are not entitled to be paid rehabilitation grant because they are the family members of the 24 severely affected persons as per sanctioned SRP and have already been paid the grant. The other members having been already paid the grant, the relief as such has not been granted.

In such circumstances, the fresh cause of action has arisen to the petitioners to challenge the impugned order dated 22.03.2018 since the writ petition was filed only for the payment in disbursal of the amount as per Restoration and Rehabilitation Policy of the Government. Admittedly, during the pendency of the writ petition, 7 persons have already been

granted the benefit. It had been noticed earlier that the writ has been rendered infructuous *qua* 7 person.

Accordingly, the writ petition is disposed of with liberty to the petitioners to challenge the order dated 22.03.2018, if so desired in accordance with law.

Ordered accordingly.

**06.05.2019**

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**(G.S. Sandhawalia)**  
**Judge**

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

***Yes/No***  
***Yes/No***