

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

**Civil Writ Petition No. 10461 of 2018 (O&M)
Date of Decision: 02.05.2019**

Jeet Singh

..... Petitioner

Versus

State of Haryana and others

..... Respondents

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

Present: Mr. Saurabh Bajaj Advocate
for the petitioner.

Mr. Rajeev Kumar Doon, Assistant Advocate General, Haryana
for respondent Nos. 1 & 2/State.

None for respondent No. 3-Gram Panchayat.

JASWANT SINGH, J. (ORAL)

Petitioner (*Jeet Singh*) is a resident of Village Khandra, Tehsil Matlauda, District Panipat. He claims to be belonging to the Below Poverty Line (BPL) Category and has been allotted a 100 square yards plot under a scheme. It transpires that he also owns a constructed/residential house within the *Abadi Deh* of the village.

The petitioner, by filing the present petition, seeks prohibitory writ for restraining the respondents from dispossessing the petitioner from his house without following the procedure of law.

Upon notice, separate replies have been filed by the Deputy Commissioner, Panipat (respondent Nos. 1 & 2) and the Gram Panchayat of Village Khandra, Tehsil Matlauda, District Panipat (respondent No. 3).

From the averments in the reply, it is apparent that the present writ petition is totally misconceived as no action is proposed to be taken. However, the observation of this Court is that in the event of the petitioner of a constructed house within the *Abadi Deh*, he would not be entitled to allotment of 100 square yards plot, meant for the deserving residents under the BPL Category or weaker sections of the society, as per the policy framed by the Government.

Be that as it may, the present writ petition is totally being misconceived and is liable to be dismissed.

At this stage, counsel for the petitioner **prays** for permission to **withdraw** the present petition.

Dismissed as withdrawn.

(JASWANT SINGH)
JUDGE

May 02, 2019
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(ARUN KUMAR TYAGI)
JUDGE

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