

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

CWP No.15010 of 2020

Date of Decision:-22.09.2020

Nem Pal Singh.

.....Petitioner.

Versus

State of Haryana & Ors.

.....Respondents.

**CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH
HON'BLE MR. JUSTICE SANT PARKASH**

Present:- Mr. Vikram Singh, Advocate for the Petitioner.

Mr. Deepak Sabharwal, Additional Advocate General, Haryana.

JASWANT SINGH, J.

Petitioner by way of filing the present writ petition has sought issuance of writ in the nature of Mandamus to the respondent to include his name in allotting a plot under the Oustee Quota as he has already applied and deposited the amount.

Learned Counsel for petitioner-Nem Pal Singh has argued that land of petitioner was acquired vide award no. 7 dated 22.08.1985 and therefore he is entitled for allotment of a plot under oustees category in lieu thereof. It is argued that petitioner has submitted his application dated 21.07.2015 alongwith fee of Rs 50,000/- in pursuance to an advertisement issued by respondents, however, till date his name has been included in draw of lots. Thus the present writ petition seeking directions from this

Court.

We have heard Ld. Counsel for petitioner at length, however on a pointed query he has not been able to show any policy/ statute which mandates that the petitioner is entitled to be allotted a plot. Mere deposit of money with the authorities does not create any vested right in his favor. Admittedly, except for filing a representation dated 16.06.2020 (P-5) no other communication has been placed before us to show that petitioner has been pursuing his case with the authorities concerned.

Infact, *prima-facie* we have also expressed our doubt regarding maintainability of a suit for specific performance/ declaration/ recovery at such belated stage as well, on account of being barred by limitation.

Faced with this situation and sensing that this court is not in agreement with him, he prays for withdrawal of the writ petition.

Prayer is allowed and the present writ petition is ordered to be **dismissed as withdrawn.**

(JASWANT SINGH)
JUDGE

(SANT PARKASH)
JUDGE

September 22, 2020
Vinay

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No