

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

201/62

CWP No.35034 of 2019

Date of Decision: July 31, 2020

Shiv Charan

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

**CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY
HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**

Present: Mr. Mohit Jaggi, Advocate for the petitioner.

Ms. Monica Chhibber Sharma, DAG, Punjab.

Mr. R.S. Khosla, Senior Advocate with
Mr. Sarvesh Malik, Advocate for the respondents-GMADA.

DAYA CHAUDHARY, J. (Oral)

Case has been taken up through video conferencing in view of COVID-19, Pandemic.

Mr. R.S. Khosla, learned Sr. counsel appearing on behalf of GMADA on the basis of affidavit dated 29.06.2020 filed by Mr. Sanjeev Kumar, Chief Administrator, GMADA submits that refund is to be made only in those cases, where original land owners have deposited the amount. In case where LOI/allotment letters have been sold by the original allottee under Land Pooling Scheme and preferential location charge was deposited by the purchaser, no refund would be made by the subsequent purchaser.

In view of affidavit dated 29.06.2020, writ petition filed by the original land-owner is disposed of accordingly being entitled for refund of the amount.

**(DAYA CHAUDHARY)
JUDGE**

**(MEENAKSHI I. MEHTA)
JUDGE**

July 31, 2020
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Whether speaking/reasoned : Yes
Whether Reportable : No