

CWP 3968 of 2019

VARINDER SINGH
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Punjab & Haryana High Court at
Chandigarh

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

CWP No. 3968 of 2019

Date of decision : 17.2.2021

Rameshwar Lal

.... Petitioner

versus

The State of Haryana and others

... Respondents

**Coram: Hon'ble Mr. Justice Jaswant Singh
Hon'ble Mr. Justice Sant Parkash**

Present Mr. Himanshu Arora, Advocate for the petitioner.

Mr. Ankur Mittal, Additional Advocate General, Haryana,
for respondent no. 1.

Mr. Pankaj Kundra, Advocate, for respondent nos. 2 to 4.

[The aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in virtual court.]

Jaswant Singh, J. (Oral)

Land of petitioner- Rameshwar Lal measuring 1 kanal 14 marlas, situated within the revenue estate of Village Taraf Afghan, Tehsil and District Panipat, was acquired by HUDA, for development of Sector 24. Thereafter, in compliance of policy dated 10.9.1987 (**Annexure P-1**), the petitioner deposited ₹ 50,000/- for allotment of plot under the oustees quota.

It is averred that thereafter HUDA framed another policy dated 11.8.2016 (**Annexure P-8**) and the petitioner was fully eligible even under this policy. The petitioner has challenged Clause 19 added to the Policy dated 11.8.2016 (**Annexure P-8**) vide instructions dated 8.5.2018, as arbitrary and discriminatory in so far it allegedly creates sub classification of a class. Aggrieved by the same, the petitioner filed CWP No. 5561 of 2017, which was disposed of by this Court vide order dated 25.4.2018 (**Annexure P-9**), whereby the petitioner was directed to file a

comprehensive representation raising all the pleas. Further grievance of the petitioner is that his representation has been rejected by the Administrator, HUDA, vide order dated 12.11.2018 (**Annexure P10**). Hence, the present writ petition for quashing the order dated 12.11.2018 (**Annexure P10**), Clause 19 of **Annexure P-8** and for directing the respondents to allot him 10 marlas plot in Sector 24, Panipat.

Notice of motion has been issued and the case is now listed for 24.3.2021. Now CM No. 2338-CWP of 2021 has been filed by the applicant-petitioner seeking withdrawal of the petition in order to avail any other remedy available to him, in accordance with law.

Upon notice of the application, learned counsel for the non-applicants/ respondents state that they have no objection if the application is allowed and the writ petition is permitted to be withdrawn.

On the oral and joint request of learned counsel for the parties, the date of hearing is preponed from 24.3.2021 and taken up for hearing today itself.

For the reasons stated above, CM No. 2338-CWP of 2021 is allowed and CWP No. 3968 of 2019 is permitted to be dismissed as withdrawn with liberty to the petitioner to avail any other remedy, if available, to him in accordance with law.

(Jaswant Singh)
Judge

17.2.2021
vs

(Sant Parkash)
Judge

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