

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

105

**CWP No.4741 of 2021
Decided on :01.03.2021**

Roshni Devi

... Petitioner

Versus

State of Haryana and others

... Respondent

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

Present: Mr. Kanwaljeet Singh Derabassi, Advocate
for the petitioner.

G.S. Sandhawalia, J. (Oral)

The present writ petition has been filed under Article 226/227 of the Constitution of India in the nature of mandamus, seeking directions to respondents to consider the claim of the petitioner to release the installments of financial aid/benefit under the Pradhan Mantri Awas Yojna (Urban).

It is the case of the petitioner that she belongs to a Scheduled Caste community and is entitled for the financial aid and benefit under the said scheme. She had applied for the construction of the house and submitted all the necessary documents as per the communication dated 14.09.2018 (Annexure P-1) and the application had been approved for the construction of the house. The installments and financial aid had to be released in installments but the first installment has also not been released in spite of the approval given that construction has been done up to the foundation level by the Municipal Committee (Annexure P-2). It is the case of the petitioner that legal notice dated 28.12.2020 (Annexure P-9)

as such has also been served for the said claim but the respondents are refusing to act upon the same.

Notice of motion.

Mr. R.K.S. Brar, Additional AG, Haryana, accepts notice on behalf of the State-respondent Nos.1 & 2 and on asking of the Court accepts notice on behalf of respondent No.3.

Keeping in view the fact that the process of decision making is still incomplete, this Court is of the opinion that respondent No.2 shall take into consideration the said legal notice and shall take decision on the same within a period of 6 weeks from the receipt of the certified copy of this order. In case, the petitioner is found entitled for the said benefit the disbursement shall be made expeditiously as per the scheme within a period of 4 weeks thereafter. In case, the petitioner is not found eligible a reasoned order giving the grounds for denial be passed and communicated to the petitioner.

Accordingly, the present writ petition is disposed of.

01.03.2021

Parveen

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No