

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

Sr. No.124

CWP-5674-2021

Date of Decision: 10.03.2021

PHOOL SINGH DABER

... Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

... Respondents

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE ARCHANA PURI**

Present: Mr. Sandeep Sharma, Advocate,
for the petitioner.

RITU BAHRI, J.

Petitioner in the present petition is praying for issuance of writ in the nature of mandamus of direction to the respondent No.2 and 3 to decide the representation dated 15.09.2020 (Annexure P-8) and appeal dated 17.09.2020 (Annexure P-9) and representation dated 17.12.2020 (Annexure P-12) within stipulated period.

The petitioner is 82-years-old senior citizen and retired from the Central Reserve Police Force, after serving for 36 years in CRPF. The petitioner purchased a plot bearing No.244, Sector 31-32A on 02.07.2001 from Ram Atri son of Shiv Lal Atri. As per reallocation letter (Annexure P-2), which was issued by the Estate Officer, HUDA, Gurgaon on 12.07.2001, the aforesaid plot was a general category plot. Thereafter, plot No.756-P was allotted to the petitioner in Sector-6, Urban Estate, Jhajjar, vide allotment letter dated 07.03.2008 (Annexure P-3), keeping in view the policy under the reserved category. Allotment of plot in respect of the petitioner

was cancelled by respondent No.4 vide letter dated 20.11.2019 (Annexure P-6). Against this order, the petitioner had filed an appeal before the Administrator, HSVP on 17.09.2020 (Annexure P-9), which is still pending for final decision.

Learned counsel for the petitioner has also referred to the letter dated 22.10.2020 (Annexure P-11), whereby the Administrator, HSVP, has written to the Chief Administrator, HSVP, clarifying that the petitioner had purchased a plot from some private person in Gurugram and subsequently he had applied for Reserved category plot in Jhajjar.

Notice of motion.

On asking of the Court, Mr. Hitesh Pandit, Additional Advocate General, Haryana, accepts notice on behalf of the respondent No.1-State.

Keeping in view the above facts and circumstances, without expressing any opinion on the merits of the case, the instant petition is disposed of by giving direction to respondents No.3 to decide the appeal filed by the petitioner (Annexure P-9), by passing a speaking order, within a period of two months from the date of receipt of certified copy of this judgment.

(RITU BAHRI)
JUDGE

(ARCHANA PURI)
JUDGE

10.03.2021

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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No