

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

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**CWP-8348-2021 (O&M)
Date of Decision : 19.4.2021**

Lt. Col. Harmit Singh Sethi (Retired)

..... Petitioner

Versus

State of Haryana and others

..... Respondents

**CORAM : HON'BLE MR.JUSTICE AJAY TEWARI
: HON'BLE MR.JUSTICE RAJESH BHARDWAJ**

Present : Mr.Karan Kaushal, Advocate
for the petitioner.

AJAY TEWARI, J. (Oral)

1. This petition has been filed under Articles 226 of Constitution of India for issuance a writ in the nature of mandamus to direct the respondents to issue refund of the interest amount on the already refunded principal amount as per the accepted terms of HUDA Policy dated 18.2.2013 (Annexure P-8) governing the subject of re-allotment of plots and refund of deposited amount.

2. Learned counsel for the petitioner has argued despite there being order of the competent authority and also as per the policy, the respondents have not paid the interest to the petitioner.

3. We put it to the learned counsel whether a suit for recovery was not available in law. He has very fairly accepted that a suit for recovery would be maintainable.

4. In the circumstance, we do not deem it appropriate to entertain this writ petition but relegate the petitioner to take alternate

remedy which is available as per law.

- 5. Consequently, petition stands dismissed.
- 6. Since the main petition has been decided, the pending application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(RAJESH BHARDWAJ)
JUDGE

19.4.2021
anuradha

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No