

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

**CM Nos. 350 and 352-CWP of 2021
in/and CWP No. 13765 of 2019**

Date of decision : 18.1.2021

Kishan Dai and others

.... Petitioners

versus

State of Haryana and others

... Respondents

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

Present Mr. Gaurav Singla, Advocate, for the applicants-petitioners.
Ms. Shruti Jain Goyal, Deputy Advocate General, Haryana.

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

Jaswant Singh, J. (Oral)

Eight petitioners, residents of Village Tikawali, Gram Panchayat Tikawali, Tehsil and District Faridabad, by filing the writ petition are seeking a Mandamus for directing District Administration, Faridabad to allot plots measuring 100 square yards each to them being landless persons in view of Mahatma Gandhi Gramin Basti Yojna/ Policy dated 1.2.2008 **(Annexure P-1)**.

The grievance pressed by the petitioners is to the extent that Deputy Commissioner, Faridabad (Respondent no.3) has not decided their entitlement/ dispute even after the order passed by the Commissioner, Faridabad Division, Faridabad, dated 10.4.2017 **(Annexure P-4)**.

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The main case now stands adjourned to **16.2.2021**.

Now the aforesaid CM No. 350-CWP of 2021 has been instituted by the applicants-petitioners seeking preponment of date of hearing from **16.2.2021** to an early date and CM No. 352-CWP of 2021 seeking permission for withdrawal of the main writ petition.

Learned counsel for the State submits that even the writ petition has become infructuous in the light of the order dated 6.11.2019 (**Annexure R-1**) passed by the Deputy Commissioner, Faridabad, much earlier than the filing of the writ petition whereby the claim for allotment of plots measuring 100 square yards to the petitioners stood declined.

In view of the above, CM No. 350-CWP of 2021 seeking preponment of date of hearing is allowed and with the consent of the parties, the writ petition is taken up for hearing today itself.

CM No. 352-CWP of 2021, which is supported by an affidavit of petitioner no.5 – Om Parkash, seeking withdrawal of the writ petition is allowed and the writ petition is permitted to be dismissed as withdrawn.

(Jaswant Singh)
Judge

18.1.2021
vs

(Sant Parkash)
Judge

Whether speaking/ reasoned

Yes/No

Whether Reportable

Yes/No