

CWP-15639-2021

Date of Decision: 16.08.2021

GAJRAJ SINGH AND ANR

... PETITIONERS

VS.

STATE OF HARYANA AND OTHERS

.. RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA
HON'BLE MR. JUSTICE VIVEK PURI**

Present : Mr. S.K.S.Bedi, Advocate and
Mr. Ram Kumar Saini, Advocate, for the petitioners.

TEJINDER SINGH DHINDSA , J.(ORAL)

This case has been taken up through Video Conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

As per the pleadings on record, land of the petitioners was acquired for development of the part of the city of the Gurugram in the year 1988. In 2004, petitioners applied for allotment of a plot under the oustees' quota. After a period of 15 years, plot No. 2739 BP, Sector-57, Gurugram was allotted to the petitioners on 11.12.2019. Possession was handed over on 01.10.2020. It is averred that all installments and other dues as per letter of allotment were deposited by the petitioners.

On 07.04.2021, petitioners have been served with a notice seeking enhancements @ Rs. 15201.52/- per square meter including interest for the period 07.11.2012 to 10.04.2021 and Rs.3150.60/- per square meter including interest from 07.11.2012 to 10.04.2021 and to be paid within a period of 30 days.

Counsel submits that the enhanced compensation being demanded would be to the tune of Rs.1,40,00,000/- approximately.

Grievance raised in the instant petition is that the break-up in terms of principal amount, amount of interest and the rate of interest included in the enhanced amount has not been furnished and this is inspite of the fact that repeated representations have been made.

At this stage, counsel submits that he would be satisfied if the writ petition were to be disposed of with a direction to the competent authority to take a decision on the legal notice dated 22.07.2021 (Annexure P-4) which has already been served.

We find the prayer to be just and reasonable.

In view of the above and without even ascertaining the correctness of the averments made in the petition and without even going into the merits of the case, writ petition is disposed of with a direction to respondent No.3 to examine the grievance of the petitioners against the backdrop of a legal notice dated 22.07.2021 (Annexure P-4) and to take a decision thereupon expeditiously and in any case within a period of six weeks from the date of receipt of the certified copy of this order.

It would be appreciated, if an opportunity of personal hearing is granted to the petitioners and the final decision is taken in terms of passing a detailed speaking order.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

(VIVEK PURI)
JUDGE

16.08.2021

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