

CWP-19569-2021

Date of Decision: 28.09.2021

VINOD KUMAR

... PETITIONER

V/S

STATE OF HARYANA AND OTHERS

... RESPONDENTS

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

Present: Mr. Ganesh Kumar Sharma, Advocate for the petitioner.

Mr. Sandeep Moudgil, Addl. AG Haryana.

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TEJINDER SINGH DHINDSA, J. (ORAL)

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

Petitioner is aggrieved of the order dated 26.8.2020 (Annexure P-9) whereby his claim for refund of the earnest money of Rs.50,000/- that he had deposited for allotment of a plot under the oustee quota has been declined.

An advance copy of the petition had already been served upon the respondents.

Mr. Sandeep Moudgil, learned Addl. AG Haryana very fairly submits that in somewhat similar situation this Court in a bunch of writ petitions including *CWP-5771-2018; Rajesh Kumar and others versus State of Haryana and others*; decided on 21.11.2019 (Annexure P-8) has directed refund.

He upon instructions from Mr. Deepak Ghangas, Estate Officer, Haryana Shehari Vikas Pradhikaran, Sonapat, submits that the case of the petitioner would also be considered in the light of judgment rendered by this Court in Rajesh Kumar's case (supra).

In the light of such fair stand taken, the impugned order dated 26.8.2020 (Annexure P-9) is set aside.

Matter is remanded back to the Estate Officer, Haryana Shehari Vikas Pradhikaran, Sonapat to consider the claim of the petitioner for refund afresh in the light of the judgment noticed hereinabove.

An opportunity of hearing be granted to the petitioner and thereafter a reasoned speaking order with regard to the claim of the petitioner be passed.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

(VIVEK PURI)
JUDGE

28.09.2021
Janki

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