

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

**CWP-20245-2021 (O&M)
Date of Decision:05.10.2021**

Omwati

... Petitioner

Versus

State of Haryana & others

... Respondents

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

Present:- Mr. Shilak Ram Hooda, Advocate for the petitioner.

...

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 seeks issuance of a writ of mandamus for allotment of a 2 marla plot under the oustee quota. It has been pleaded that husband of the petitioner had purchased 2 marla of land comprised in Hadbast No.368 Khewat/Khatoni No.90/95, Khasra No.45/7 (0-2 Marla) situated within in abadi deh village Maheshpur, Sector-21, Panchkula vide registered sale deed dated 23.07.1994. Acquisition proceedings having been initiated, the award No.18 was pronounced on 17.09.1986.

Counsel contends that till date the claim of the petitioner has not been considered inspite of numerous representations having been made and prays for directions to be issued to the concerned authorities to decide a demand notice dated 12.02.2020 (Annexure P-8) that has been served.

Having heard counsel at length and having perused the pleadings on record, we are of the considered view that no interference is warranted in the instant petition.

Petitioner is raking up a claim for allotment under the oustee quota pertaining to acquisition proceedings that were initiated in the year 1983 and finalized in the year 1986.

There are no averments made in the petition and no material has been placed on record where from this Court may infer that after passing of the final award, petitioner at any point of time had made an application to the respondent/authorities for allotment under the oustee quota pursuant to various advertisements/public notices that may have been issued.

After passing of the award in the year 1986, the only document being shown to us is a legal notice/demand notice dated 12.02.2020 at Annexure P-8. Even a perusal of such demand notice does not demonstrate the eligibility of the petitioner under any specific policy issued by the State Government governing allotment under the oustee quota.

Prayer in the instant petition as such cannot be accepted.

Petition dismissed.

Needless to observe that in the future, if any public notice/advertisement is issued by the respondent/authorities inviting applications for allotment under the oustee quota, it would be open for the petitioner to apply at that point of time, subject to fulfillment of eligibility conditions as

per advertisement as also the relevant policy issued by the State Government governing the subject of allotment under the oustee quota.

(TEJINDER SINGH DHINDSA)
JUDGE

05.10.2021
harjeet

(VIVEK PURI)
JUDGE

- | | |
|-------------------------------|--------|
| 1. Whether speaking/reasoned? | Yes/No |
| 2. Whether reportable? | Yes/No |