

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

105

**CWP-20339-2020(O&M)
Date of decision: 17.11.2021**

RAJ KUMAR

....Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

**CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA
HON'BLE MR. JUSTICE VINOD S. BHARDWAJ**

Present : Mr. Divyam Singh, Advocate for
Mr. Vikram Singh, Advocate
for the petitioner.

Mr. Rajesh K. Sheoran, Advocate
for HSVP.

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.

CM-16552-CWP-2021

Notice in the application.

Mr. Rajesh K. Sheoran, Advocate representing contesting respondent-HSVP has joined proceedings and accepts notice.

In view of the averments made in the application and by recording a no objection from the counsel opposite, the date of hearing in the main case is preponed from 29.04.2022 and the same is taken on board today

itself.

Application stands disposed of.

CWP-20339-2020

Challenge in the instant petition is to the order dated (nil) at Annexure P-9, whereby the claim of the petitioner for allotment of a plot under the Oustee category has been rejected on the ground that only 33% land of the petitioner has been acquired.

Entire case projected on behalf of the petitioner is that factually 100% land-holding of the petitioner stands acquired.

Mr. Rajesh K. Sheoran, learned counsel representing HSVP informs us that subsequent development has taken place inasmuch as vide Memo dated 16th August 2021 issued by the Chief Administrator, HSVP, a decision in principle has been taken to reconsider all the claims of the applicants, who had sought allotment of a plot under the Oustee category. He further states that web portal of the HSVP would be open in the month of November itself and in case the petitioner applies afresh, his case also shall be examined afresh.

In the light of such categorical stand taken, the impugned order at Annexure P-9 would cease to operate.

It is directed that in case the petitioner applies afresh seeking allotment of a plot under the Oustee category, the respondents would be obligated to consider the same, as per clauses of the relevant policy, governing the allotment under the Oustee category and to take a final decision thereupon within a period of three months thereafter.

It is clarified that we have not examined the case of the

petitioner on merits.

Writ petition is disposed of.

Pending application(s), if any, shall also stand disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

(VINOD S. BHARDWAJ)
JUDGE

17.11.2021

S.Sharma(syr)

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*