

CWP No.22727 of 2021

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.22727 of 2021
Date of decision : 10.11.2021

Ujjagar Singh & another

.....Petitioners

VERSUS

State of Punjab and others

....Respondents

**CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR JUSTICE SANDEEP MOUDGIL**

Present: Mr. Parvinder Singh, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioners have approached this Court with a grievance that the benefit of the scheme for giving plots for construction of houses to the families of Scheduled Castes and other poor homeless families as framed on 17.04.2001 (Annexure P-1) has been conferred upon villagers, who are not entitled to the same as they were not eligible under the said scheme. Names of those persons have been given in various paras of the writ petition along with the documentary evidence. The said persons are respondents No.9 to 60 to the writ petition. Counsel for the petitioners asserts that primarily, these persons are not entitled to the allotment of 5 marla plots as they possessed either *pakka* houses or movable or immovable properties, details whereof have also been given. Assertion has been made that ineligible persons should not be granted the benefit of the Scheme referred to above.

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Referring to the memo of parties, learned counsel for the petitioners has pointed out that according to the petitioners, proforma respondents No.61 to 79 are the eligible persons, who have been rightly allotted the plots and qua them, petitioners have no grudge. He, therefore, asserts that the claim of the petitioners as has been pointed out in this writ petition with regard to the ineligibility of the private respondents No.9 to 60 be looked into and a decision thereon be taken with regard to the said assertion.

Instead of going into the matter in the present writ petition, we are of the considered view that at this stage, direction need to be issued to the Secretary, Department of Rural Development and Panchayats, Punjab – respondent No.1 to consider the present writ petition as a representation and after giving an opportunity of hearing to the petitioners and private respondents No.9 to 60 and proceed to take a decision with regard to the eligibility or otherwise of the said respondents and pass separate speaking orders qua each of the persons, within a period of nine months from the date of receipt of copy of this order along with copy of writ petition.

(AUGUSTINE GEORGE MASIH)
JUDGE

10.11.2021

Harish

(SANDEEP MOUDGIL)

JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No