

CWP-1102-2022

Date of Decision: 21.01.2022

Data Ram Sharma and others

....Petitioners

VS

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Sandeep Singh Ghangas, Advocate
for the petitioners

SUDHIR MITTAL, J. (Oral)

The petitioners have been ordered to be evicted from the land in dispute in proceeding initiated under the Haryana Public Premises and Land (Eviction and Rent Recovery) Act, 1972. Appeal has not been preferred and the order of eviction has become final.

It is submitted that the land in dispute is of Panipat Minor. The same is not required for the purposes of the Minor and as far back as in 2003 in a meeting dated 05.05.2003 chaired by the then Chief Minister Haryana, the Deputy Commissioner, Panipat had recommended allotment/sale to general public. Thereafter, no action has been taken although similarly situated persons in other Districts have been allotted the land in their unauthorized possession. Representation dated 10.07.2019 (Annexure P-9) submitted to the Collector has also not been responded to. Thus, the order of eviction is illegal.

Notice of motion.

Mr. Rajneesh Chadwal, AAG Haryana accepts notice on behalf of the respondents and waives service.

Considering the nature of the order being passed, there is no necessity

to file reply.

The writ petition is disposed of with a direction to respondent No. 3 to decide the pending representation dated 10.07.2019 (Annexure P-9) by passing a speaking order and taking into consideration the circumstances of this case within eight weeks from the date of receipt of certified copy of this order.

21.01.2022
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(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No