

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

213

**CWP-27382-2016
Decided on :24.11.2022**

Ravinder Jit Kaur

.....Petitioner(s)

Versus

Chandigarh Administration, U.T.Chandigarh & others

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MS.JUSTICE HARPREET KAUR JEEWAN**

Present: Mr.Sanjeev Sharma, Advocate for the petitioner (s).

Mr.M.S.Sidhu, Advocate, for respondents No.1 to 6.

G.S. Sandhawalia, J. (Oral)

Challenge in the present writ petition, filed under Article 226 of the Constitution of India is to the order dated 24.10.2016 (Annexure P-6) whereby the Original Application had been dismissed by the Central Administrative Tribunal and no relief had been granted against the eviction order to vacate quarter/House No.13/2437, Sector-20, Chandigarh. The claim to retain the accommodation was on the ground that the Government employee had expired and an application for compassionate appointed was pending. Reliance had been placed upon an order passed by the Co-ordinate Bench in CWP-22985-2014 titled *Ramita Kumari Vs. Chandigarh Admn. & others*, decided on 30.06.2015.

An interim order was passed on 09.01.2017 that dispossession of the petitioner shall remain stayed and no penal rent shall be levied. It has now been brought to our notice that the petitioner has vacated the premises in the month of May, 2022 and therefore, counsel for the petitioner does not wish to press the present writ petition. Even otherwise, counsel for the respondent-UT Administration has brought to our notice that the order in Ramita Kumari (supra) was set aside by the Apex Court in SLP (C) No.31648/2015 on 11.11.2016.

Resultantly, keeping in view the above and on account of the fact that Government quarter/house has been vacated, we dismiss the present writ petition. Needless to say that we have not observed anything on the right of recovery from the petitioner for occupation of the premises beyond the prescribed period.

(G.S. SANDHAWALIA)
JUDGE

24.11.2022
sailesh

(HARPREET KAUR JEEWAN)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No