

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

116

CWP-23024-2022

Date of decision:10.10.2022

Purshotam Chand

...Petitioner

Versus

Chandigarh Housing Board and another

...Respondents

**CORAM : HON'BLE MR. JUSTICE HARINDER SINGH SIDHU
HON'BLE MR. JUSTICE LALIT BATRA**

Present: Mr. Udit Jain, Advocate for the petitioner.

Mr. Gagandeep Wasu, Sr. Standing counsel with
Mr. Edward Augustin George, Advocate
for respondent No.1

Mr. Deepak Malhotra, Advocate for respondent No.2.

HARINDER SINGH SIDHU, J.

The challenge in the present writ petition of the petitioner is to order dated 25.07.2006(P-3) whereby the allotment of dwelling unit No.1509, Mauli Jagran was cancelled on account of certain violations made by him. He has also challenged the orders dated 22.07.2009 (P-4), 14.09.2010 (P-5), 15.05.2013 (P-6), 14.08.2018 (P-7) as well as letters dated 26.02.2020 (P-9) and 31.12.2020 (P-10) whereby his appeal, revision, review etc. have been dismissed.

Mr. Jain, states that all the violations in the dwelling unit have since been removed.

Mr. Wasu, has placed on record a report of inspection carried out by the Deputy Enforcement Officer, Enforcement Sub Division-II, Chandigarh, which also indicates that the violations have been removed.

The said report is as under:

*“ Subject: Inspection report of DU No. 1509
Maulijagran Chandigarh*

*The subject cited DU was inspected on
29.09.2022. The status of building
violation/encroachment in DU No. 1509 Maulijagran,
Chandigarh is as under:*

<i>Sr. No.</i>	<i>Violation</i>	<i>Status</i>	<i>Remarks</i>
<i>1.</i>	<i>Karyana Shop on Govt. land</i>	<i>Removed</i>	<i>-----</i>
<i>2.</i>	<i>Chajja at 1st and 2nd floor in front and backside</i>	<i>Removed</i>	<i>-----</i>
<i>3.</i>	<i>Door opened on Govt. land</i>	<i>Removed</i>	<i>-----</i>
<i>4.</i>	<i>Wall under Stair</i>	<i>Removed</i>	<i>-----</i>

As the allotment was cancelled only for the reason that the petitioner has raised construction in violation of the Building Rules and such construction has since been removed as is evident from the above report placed on record by Mr. Wasu, the order dated 25.07.2006(P-3) as well as all consequential orders and letters dated 26.02.2020 (P-9) and 31.12.2020 (P-10) are hereby quashed . The petitioner shall pay its revival charges or any other dues that may be legitimately claimed by the respondents.

The petition stands disposed of.

(HARINDER SINGH SIDHU)
JUDGE

(LALIT BATRA)
JUDGE

10.10.2022
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1.Whether reportable? **Yes / No**
2.Whether reasoned / speaking? **Yes / No**