

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

CWP-21360-2022

Date of Decision: November 21, 2022

ADITI GOEL

..... Petitioner

Versus

STATE OF HARYANA AND OTHERS

..... Respondents

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE RITU TAGORE**

Present: Mr. Rajiv Goel, Advocate for the petitioner.

Mr. Raman Sharma, Addl.AG, Haryana.

LISA GILL, J.

Prayer in this writ petition is for directing respondent No. 2 to grant permission for change of land use for running *Atta Chakki*.

Learned counsel for the petitioner submits that petitioner had sought permission for the change of land use admittedly on 29.03.2013 but the matter is hanging fire till date. Though no written applications or representations are on record, learned counsel for the petitioner submits that petitioner was actively pursuing the matter. No Objection Certificate had been granted by the Forest Department. Thereafter, it was intimated that the site in question falls within alignment of 60 meters wide sector dividing road of Sector 12A and 13A. Petitioner, it is submitted, was under impression that land would thereafter be subject to acquisition. However, till date, there is no process for acquiring the land in question, thus, the petitioner statedly again

agitated the request for change of land use but the matter was not being

looked into despite legal notice dated 08.08.2022 (Annexure P9) served upon respondent No. 2.

Learned counsel for the State submits that area in question now falls within the Municipal Corporation, Panchkula, therefore, it is Director, Urban and Local Bodies and Municipal Corporation, Panchkukla, which would be competent authority/ies to decide the matter.

In view of the above, learned counsel for the petitioner seeks to withdraw this writ petition with liberty to approach the competent authority in this respect.

Accordingly, present petition is dismissed as withdrawn with liberty as aforementioned.

Needless to say, in case, such representation/application is submitted within next fifteen (15) days, the same be considered in accordance with law by the competent authority and definitely within three months. It is clarified that there is no expression of opinion on the eligibility, entitlement or otherwise of the petitioner for seeking change of land use.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

November 21, 2022
rts

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No