

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

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**CWP No.27041 of 2022(O&M)
Date of Decision: 24.11.2022**

Kuldeep Singh

....Petitioner.

Versus

State of U.T. Chandigarh and another

....Respondents.

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

Present: Mr. Gaurav Datta, Advocate for the petitioner.

Ms. Ruchi Sekhri, Advocate and
Mr. Rohit Kaushik, Advocate
for respondents No.1 to 3-U.T. Chandigarh.

HARINDER SINGH SIDHU, J.

This petition has been filed seeking directions to respondent-U.T. Chandigarh not to dispossess the petitioner from residential house constructed on the plinth site No.1673, Sector 25, Chandigarh, allotted to Sh. Naresh Chand and Smt. Anita Devi vide allotment letter dated 16.06.2005 (Annexure P-1).

Original allottees executed a Power of Attorney and a Will in favour of Gurbin Singh. It is the case of the petitioner that after the death of Gurbin Singh, said house was inherited by his son Surinder Kumar and Surinder Kumar sold the said house to the petitioner vide agreement to sell dated 13.04.2021 (Annexure P-5) after receiving the full and final consideration amount from the petitioner. The petitioner is presently residing in the said house and paying property tax, electricity bill and water bill being its owner. The petitioner states that respondent-U.T. Chandigarh will dispossess him from the said house.

Ms. Sekhri, learned counsel for the respondent-U.T. Chandigarh states that no notice has been issued to the original allottee or the petitioner for vacating the house. She has also referred to para 18 of the petition wherein the petitioner has himself asserted that neither the original allottee nor the petitioner has received any notice from the respondents.

In view thereof, the present petition is disposed of being pre-mature.

(HARINDER SINGH SIDHU)
JUDGE

(LALIT BATRA)
JUDGE

24.11.2022
D.Gulati

Whether speaking/ reasoned	:	Yes/ No
Whether Reportable	:	Yes/ No