

CWP-3677-2023

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-3677-2023

Date of decision : 22.02.2023

Ram Kanwar Sharma

.....Petitioner

VERSUS

State of Haryana and others

....Respondents

**CORAM:- HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE VIKRAM AGGARWAL**

Present: Mr. Ajit Malik, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court challenging the proceedings of the Oustees Screening Committee (Annexure P-14), wherein the claim of the petitioner for allotment of oustee plot has been declined on the ground that he was not the owner of the land qua which he is claiming plot No.1019 measuring 6 marla in Sector 23, Sonapat, which was allotted to him in Draw of Lots held on 15.09.2022 (Annexure P-11). On the basis of the registered sale deed dated 07.04.1986 (Annexure P-1) as also mutation dated 28.12.1988 (Annexure P-2), counsel asserts that the decision of the Oustees Screening Committee is unsustainable as these documents have not been taken into consideration by the said Committee despite the same were appended along with his claim. Petitioner has again submitted a detailed representation dated 05.12.2022 (Annexure P-15) along with which copies of the said documents i.e. registered sale deed dated 07.04.1986 (Annexure P-1) and mutation dated 28.12.1988 (Annexure P-2) have been appended. Counsel for the petitioner contends that the petitioner, at this stage, would be satisfied if a direction is

CWP-3677-2023

issued to the Administrator, HSVP, Rohtak – respondent No.3 and the Estate Officer, HSVP, Sonapat – respondent No.4 to consider and decide the representation dated 05.12.2022 (Annexure P-15) within some specified time.

Notice of motion.

On the asking of the Court, Mr. Pravindra S. Chauhan, Sr. Addl. A.G., Haryana, accepts notice on behalf of the respondents.

In the light of the statement made by the learned counsel for the petitioner, the present petition is disposed of without going into merits of the case or commenting thereon, with a direction to the the Administrator, HSVP, Rohtak – respondent No.3 and the Estate Officer, HSVP, Sonapat – respondent No.4, to consider the representation dated 05.12.2022 (Annexure P-15) submitted by the petitioner and pass a speaking order thereon within a period of six weeks from the date of receipt of certified copy of this order. The decision so taken be conveyed to the petitioner forthwith.

In case the claim of the petitioner is accepted, the consequential benefit be also granted to him within a further period of four weeks.

(AUGUSTINE GEORGE MASIH)
JUDGE

22.02.2023
Harish

(VIKRAM AGGARWAL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No