

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

210

2023:PHHC:103960-DB
CWP-5199-2019
Date of Decision: 10.08.2023

Sahil Bansal

.....Petitioner(s)

Versus

State of Haryana and others

....Respondent(s)

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

Present: Mr. Raj Kumar Gupta, Advocate,
for the petitioner.

Mr. Arun Beniwal, DAG, Haryana.

Mr. Deepak Sabherwal, Advocate,
for respondent Nos.2 to 6-HSVP.

G.S.SANDHAWALIA, J. (Oral)

1. Directions which are sought in the present writ petition filed under Articles 226 and 227 of the Constitution of India is for allotment of the plot to the petitioner in pursuance of an application dated 23.09.2017 (Annexure P-3).

2. Vide order dated 04.05.2022, it was noticed by the co-ordinate Bench that the amount alongwith interest had been refunded to all the applicants and the petitioner's name also found mention at Sr. No.23. It was also observed that the issue of refund could not be faulted because of allotment of plots simply on applications made by individuals which would obviously not be in public interest and proper procedure would be by way of regular auction/e-auction. The said order was passed in the presence of the counsel.

2. On 13.02.2023, it was noticed that the amount of Rs.39,34,136/-

has already been transferred in the name of the petitioner through RTGS on

16.11.2021. Only because counsel was not present, the petition was not disposed having been rendered infructuous.

3. Keeping in view the above, we do not feel that there is any useful purpose which would be served now to keep the petition on Board since refund has already been ordered and it has not been brought to our notice that any formal allotment of the plot as such was ever made, which would only give a vested right.

4. Accordingly, the writ petition is disposed of having been rendered infructuous.

(G.S. SANDHAWALIA)
JUDGE

10.08.2023
shivani

(HARPREET KAUR JEEWAN)
JUDGE

Whether reasoned/speaking
Whether reportable

Yes
No