

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

126

CWP No.5351 of 2023
Date of decision : 16.03.2023

Kamal Singh

....Petitioner

Versus

State of Haryana and another

....Respondents

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

Present: Mr. Parveen Advocate &
Mr. Abhijeet Sharma, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court with the grievance that despite request having been made for release of the total deposited amount of ₹4,83,000/- by the petitioner in pursuance to applications invited from serving/Ex-servicemen Personnel and Para Military Personnel by the respondents, but the amount has not been disbursed to the petitioner. It has come to light that the scheme has been shelved and therefore all the more reason the amount should be refunded to the petitioner along with interest. Reliance has also been placed upon the orders passed by a Division Bench of this Court in ***CWP No.19124 of 2021, titled as Raj Pal Singh Gahlaut Versus Housing Board Haryana and another, decided on 30.05.2022*** (Annexure P-4) wherein a bunch of writ petitions was disposed of directing the refund of the amount along with interest as has been mentioned therein. Petitioner has served a notice through counsel dated 26.05.2021

(Annexure P-3) upon respondent No.2 which has till date not been responded nor any benefits released.

Notice of motion.

On the asking of the Court, Mr. Pravindra S. Chauhan, accepts notice on behalf of the respondents.

Without going into the merits of the case and commenting thereon, we dispose of the present petition with directions to respondent No.2/The Chief Administrator, Housing Board Haryana, Plot No. C-15, Awas Bhawan, Sector-6, Panchkula to consider and decide the legal notice dated 26.05.2021 (Annexure P-3) within a period of four weeks from today by taking into consideration the judgment passed by this Court in Raj Pal Singh Gahlaut's case (supra). In case the claim of the petitioner is found to be genuine and the same is accepted the consequential benefits be released to the petitioner along with interest as provided for in the above referred to judgment within a period of two weeks, thereafter.

(AUGUSTINE GEORGE MASIH)
JUDGE

March 16, 2023

R.sharma

(VIKRAM AGGARWAL)
JUDGE

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