

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

122

Civil Writ Petition No.4856 of 2023
Date of Decision: March 13th, 2023

Shish Pal Singh and others

...Petitioners

Versus

Housing Board Haryana, Pnachkula and another

...Respondents

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

Present: Mr. Mukesh Yadav, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioners have approached this Court with a grievance that despite the payment of the amount due for the allotted flat as per the scheme floated by respondent No.1 by the petitioners, till date, the possession of the flats, when not given, are seeking refund of the amount deposited along with interest. Counsel for the petitioners states that the case of the petitioners would be covered by the ratio of the judgment passed by 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-10). Reference has also been made to an order passed by this Court in *CWP No.19850 of 2022* titled as *Balwant Singh Versus Housing Board Haryana and another* on 05.09.2022 (Annexure P-11). Counsel for the petitioners contends that the petitioners would make detailed representations to the respondents within a period of ten days from today putting forth their factual position and the prayer, which may be considered and a decision taken thereon within some specified time.

Notice of motion.

On the asking of the Court, Mr. Pravindra S. Chauhan,

Additional Advocate General, Haryana, accepts notice on behalf of the

respondents.

Without going into the merits of the case or commenting thereon, we dispose of the present writ petition with liberty to the petitioners to move an appropriate application/representation highlighting their grievance and their prayer for refund of the amount which was deposited by them along with interest in the light of the judgments referred to above, which shall be considered by the respondents and a decision taken on the application/representation within a period of four weeks of submission of such application/representation.

The consequential benefits be released to the petitioners within a further period of three weeks.

(AUGUSTINE GEORGE MASIH)
JUDGE

March 13th, 2023
Puneet

(VIKRAM AGGARWAL)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No