

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-11014-2023

DATE OF DECISION: 29.05.2023

HEM LATA

.....PETITIONER

Vs.

HARYANA SHAHRI VIKAS PRADHIKARAN AND ANOTHER

.....RESPONDENTS

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CWP-11116-2023

RAMESH SAINI

...PETITIONER

Vs.

HARYANA SHEHRI VIKAS PRADHIKARAN AND ANOTHER

.....RESPONDENTS

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

Present: Mr. A.P. Bhandari, Advocate,
for the petitioners.

Mr. Deepak Sabharwal, Advocate,
for the respondents-HSVP.

G.S.SANDHAWALIA, J. (ORAL)

1. Admittedly, the challenge is to Clause 3 of the affidavit which is required to be submitted in pursuance of an alleged allotment on account of being an oustee.

2. Clause 3 of the affidavit reads as under:-

“3. That I accept the allotment as per HSVP policy current reserve price supplied by Chief Controller of Finance HSVP Panchkula and undertake that not to challenge the same in future. In case any dispute is raised for the allotment may be cancelled by

the HSVP and earnest money may be forfeited.”

3. We are of the considered opinion that challenge at this stage is premature. The petitioners are always free firstly to deposit the amount and then contest, if they so wish, since *prima facie* no such rights can be curtailed
4. Accordingly, the petitions are disposed of as premature.

(G.S. SANDHAWALIA)
JUDGE

May 29 2023
nitin

(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes
Whether Reportable	No