

SAVITRI DEVI

....Petitioner(s)

VERSUS

HOUSING BOARD AND OTHERS

....Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA
HON'BLE MS. JUSTICE HARPREET KAUR JEEWANPresent: Mr. Varun Gupta, Advocate
for the petitioner(s)

G.S. SANDHAWALIA, J.(ORAL)

1. The petitioner seeks direction for getting the amount of Rs.4,82,000/- approx along with interest, deposited by her for allotment of flat refunded.

2. The case of the petitioner is that she is a widow of an ex-serviceman of the Indian Army and on account of the scheme floated for allotment of flats for ex-servicemen upto the rank of JCO as per advertisement (Annexure P-1), the draw of lots has been held on 31.12.2014. A sum of Rs.2,90,000/- was paid on 12.03.2015 and another sum was thereafter deposited to make good the 25%. It is submitted that flats were not built as such and, therefore, possession was not handed over and thus representations have been filed and the petitioner had been allotted a flat on 06.02.2015 (Annexure P-2). A reference is made to the representation dated 27.03.2021 and 23.05.2023 (Annexure P-3 & P-4) whereby the amount of Rs.4,82,000/- was sought as refund along with interest.

3. Counsel has also referred to order passed in CWP-19124-2021 titled as '*Raj Pal Singh Ghalaut Vs. Housing Board Haryana and anr.*' on 30.05.2022 (Annexure P-5) wherein in similar circumstances directions were given to refund

4. Keeping in view the above, it is submitted that in similar terms also decision was passed in CWP-21886-2022 titled as ‘*Mukesh Kumar and ors Vs. Housing Board Haryana and another*’
5. Keeping in view the above, we dispose of the present writ petition with directions to respondent Board to take a call on the said representations mentioned above in view of the earlier decisions already recorded.
6. Needful be done within two months from the receipt of the certified copy of this order.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

07.07.2023
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<i>Whether speaking</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>