

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

(249)

**CWP-14872-2023
Decided on : 08.08.2023**

Seema Devi

.....Petitioner(s)

Versus

Haryana Shehri Vikas Pradhikaran and others

.....Respondent(s)

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

Present: Mr. H.C. Arora, Advocate for the petitioner.

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

G.S. Sandhawalia, J. (Oral)

Challenge in the present writ petition filed under Article 226/227 of the Constitution of India has been raised to the communication dated 17.05.2023 (Annexure P-5) whereby the petitioner has been conveyed that her bid for SCO-19, Sector-1, Pataudi, Gurugram dated 24.01.2023 had not been accepted. The petitioner had bid for ₹82,05,900/- against the reserve price of ₹73,35,900/- and the reserve price has been re-fixed @ ₹87,96,095/-

2. Keeping in view the fact that there are valid reasons as such to put the plot in re-auction and on account of public money being involved, the petitioner would have no vested right just being the highest bidder. The amount has already been refunded to the petitioner. The e-auction policy dated 20.07.2022 was subject matter of consideration in **CWP No.13656 of 2023 ‘Mahavir Singh Vs. Haryana Shehari Vikas Pradhikaran and others’**, which was decided on 07.08.2023 alongwith other connected matters.

In the said case, we have already noticed the reasons why the reserve price was re-fixed. The law stands settled in **Haryana Urban Development Authority and others vs. Orchid Infrastructure Developers Pvt. Ltd., AIR 2017 SC 882**. The argument raised that a similar plot has been allotted at the same price, would not give any vested right to the petitioner as Article 14 of the Constitution of India does not operate in negative concept.

3. Resultantly, in the absence of any malafides and on account of public money being involved, we do not see any reason to exercise our extraordinary writ jurisdiction. The writ petition stands dismissed, accordingly.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

08.08.2023
Naveen

Whether speaking/reasoned :	Yes	
Whether Reportable :		No