

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

**(114)**

**CWP-15621-2023  
Decided on : 31.07.2023**

Neelam Walia

.....Petitioner(s)

Versus

Haryana Shahari Vikas Pradhikaran & others

.....Respondent(s)

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

Present: Mr.K.S.Nalwa, Advocate  
Mr.G.S.Sethi, Advocate for the petitioner (s).

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**G.S. Sandhawalia, J. (Oral)**

Prayer in the present writ petition, filed under Articles 226/227 of the Constitution of India is for issuance of directions to the respondents for allotting plot No.868, Sector 57, Gurugram and in case the said plot suffers from any encumbrances, alternate plot be allotted. Prayer has also been made for decision on the representation having been filed dated 27.04.2023 (Annexure P-14).

2. From a perusal of the paperbook it would be clear that father of the petitioner, Raghbir Chand was re-allotted the said plot on 28.11.2005 (Annexure P-3) from Jai Bhagwan Bansal who had been allotted plot on 19.05.2005 (Annexure P-2). The plot in question bearing No.868 was in lieu of the plot No.1988, Sector 57, Gurugram which had initially been allotted to Jai Bhagwan Bansal also. It is the case of the petitioner that the plot was thereafter transferred to her from her father vide re-allotment letter dated 18.09.2018 (Annexure P-7) and all the amounts have been paid which would be clear from the said letter and there are no arrears etc.

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3. Thus, it is the contention that apart from the instalments, even the enhanced compensation is also duly deposited but the final possession of the said plot could not be handed-over as per the message received on 09.11.2020 (Annexure P-9) which was slated to be given on 10.11.2020. It is in such circumstances the petitioner has filed the present writ petition seeking possession of the plot in question or in the alternative, seeking another plot in case there is any difficulty and if the plot suffers from any encumbrances.

4. Notice of motion.

5. Mr.Mohit Jaidka, Advocate accepts notice for Mr.Deepak Sabherwal, Advocate, for the respondents.

6. Keeping in view the fact that the decision making is still incomplete, we are of the considered opinion that no useful purpose would be served by calling the respondents to file reply as it would only delay the decision making process.

7. Accordingly, the present writ petition is disposed of, by directing the competent authority to take a decision on the representation dated 27.04.2023 (Annexure P-14) within a period of 8 weeks from the receipt of certified copy of this order and pass a reasoned order.

(G.S. SANDHAWALIA)  
JUDGE

(HARPREET KAUR JEEWAN)  
JUDGE

31.07.2023  
Sailesh

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|-----------------------------|-----|----|
| Whether speaking/reasoned : | Yes |    |
| Whether Reportable :        |     | No |