

Neutral Citation No.2023:PHHC:096190-DB  
**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

**CWP No.16008 of 2023  
Date of decision:27.07.2023**

**C.R.Kaushik** **...Petitioner**

**Versus**

**State of Haryana and others** **...Respondents**

**Coram: Hon'ble Mr. Justice G.S. Sandhawalia  
Hon'ble Ms. Justice Harpreet Kaur Jeewan**

**Present:- Mr. Manoj Kaushik, Advocate,  
for the petitioner.  
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**G.S. Sandhawalia, J. (Oral)**

1. Counsel for the petitioner has argued that in a complaint filed before the District Consumer Disputes Redressal Forum, Faridabad, he has been successful to the extent of getting an order dated 04.09.2019 (Annexure P-1) in his favour whereby respondents were directed to take further steps for allotment of the Clinic Site-B in Sector 46, Faridabad in his favour being an highest bidder. It is submitted that an appeal filed by HSVP against the said order is pending before the State Consumer Redressal Commission and while referring the *zimni* orders. It is submitted that there is no interim protection in favour of the respondent-authorities and in spite of the same, the said site has been put to auction on 09.09.2022 and an allotment letter has been issued in favour of respondent no.5 on 08.05.2023 (Annexure P-5) for a sum of Rs.1,21,87,800/-. It is in such circumstances, jurisdiction of this Court has been invoked.

2. Notice of motion.

3. On asking of the Court, Mr. Aman Bahri, Additional Advocate General, Haryana, accepts notice on behalf of the respondent- State and Mr. Deepak Sabharwal accepts notice on behalf of respondents no.2 to 4.

4. After perusal of the record, we are of the considered opinion that since the matter is already pending before the State Consumer Redressal Commission, it would not be appropriate for this Court to open another Forum of litigation as such regarding the same plot in question, which may lead to passing of contradictory orders.

5. Faced with this situation, counsel for the petitioner submits that he would file an appropriate application before the State Consumer Commission for grant of necessary relief including impleadment of private respondent as a party so that his interest can be protected.

6. In view of the above, the present writ petition is disposed of, with the liberty aforesaid.

**(G.S. Sandhawalia)**  
**Judge**

**(Harpreet Kaur Jeewan)**  
**Judge**

**July 27, 2023**  
vinod\*/Ramandeep Singh

whether speaking/reasoned

Yes/No

whether reportable

Yes/No.