

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

(114)

CWP-17352-2023

Decided on : 14.09.2023

Sispal Vihar AWHO Society

.....Petitioner(s)

Versus

State of Haryana & others

.....Respondent(s)

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

Present: Ms.Preet Singh, Advocate for the petitioner (s).

G.S. Sandhawalia, J. (Oral)

1. Prayer in the present writ petition, filed under Article 226/227 of the Constitution of India is for quashing the e-auction regarding the plot/land situated at Sector-49, Gurugram as the said plot was already in possession of the petitioner-Society.

2. Reference in this regard has thus been made to para No.6 of the writ petition that 1.32 acres of land of the petitioner-Society was given to HUDA who was further to give land in exchange. Reliance is accordingly placed upon the letter dated 11.09.2015 (Annexure P-2) wherein the said request was made to respondent No.3. The corresponding reply was received on 25.03.2016 (Annexure P-3). It is submitted that the adjoining land measuring 0.99 acres which is owned by the respondents but being used by the residents of the Society was sought to be auctioned on 31.07.2023. Thus, representations dated 23.07.2023 and 25.07.2023 (Annexures P-5 & P-6) have been made and the petitioner-Society was expecting that the said land would be given as promised and agreed. It is submitted that nobody had come forward to purchase the land.

3. Notice of motion.
4. Mr.Deepak Bhardwaj, DAG, Haryana and Mr.Pankaj Kundra, Advocate, for Mr.Deepak Sabherwal, Advocate, accept notice on behalf of respondents No.1 & 5 and No.2 to 4, respectively.
5. Keeping in view the fact that representations dated 23.07.2023 and 25.07.2023 (Annexures P-5 & P-6) have been made and the decision making process is incomplete, we are of the considered opinion that no useful purpose would be served by calling for the reply from the respondents as it would only delay the said process.
6. Accordingly, in view of the contentions put-forth, the present writ petition is disposed of by directing respondent No.2 to take a decision on representations dated 23.07.2023 and 25.07.2023 (Annexures P-5 & P-6) within a period of 8 weeks from today.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

14.09.2023
Sailesh

Whether speaking/reasoned :	Yes	
Whether Reportable :		No