

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

263(1)

CWP No.20583 of 2022
Date of decision: 21.11.2023

Jeet Kumar

....Petitioner

V/s

State of Haryana and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN PALLI
HON'BLE MR. JUSTICE VIKRAM AGGARWAL**

Present: Mr. Sandeep Sharma, Advocate, for the petitioner.
Mr. Deepak Bhardwaj, DAG, Haryana.
Mr. Deepak Sabharwal, Advocate,
for respondent Nos.2 to 5.

ARUN PALLI, J. (Oral)

The petitioner herein has prayed for the following substantive relief:-

“Civil Writ petition under Article 226/227 of the Constitution of India praying for issuance of a writ in the nature of mandamus of direction to the respondents to issue the allotment letter of residential Plot No.77, Sector-8 in Urban Estate, Ambala to the petitioner in view of the proceeding dated 03.11.2020 (Annexure P-7), at the rate of year 2018 and

Any other relief, which this Hon’ble Court may deem fit and proper in the facts and circumstances of the case, may also be awarded.”

The limited grievance of the petitioner is that being an oustee, he was entitled to be allotted a site in terms of the policy of the Government, and his holding that was acquired for a public cause. He submits, for the

petitioner succeeded in the draw of lots held on 01.10.2020, vide allotment letter dated 22.10.2020, a residential plot No.77, Sector-8, Urban Estate, Ambala, was allotted in his favour. It is submitted that in compliance to the allotment letter and the information that was sought for, the petitioner duly furnished an affidavit dated 27.07.2022 (P-8). But, even though a considerable time has elapsed since then, the petitioner has not been delivered the actual physical possession of the allotted plot. Resultantly, he was constrained to approach this Court.

Even though the matter is pending for over a year, no response has been submitted by the respondents to date. Rather, on instructions, learned counsel for the respondents submits that let the petition be disposed of, at this stage, to enable the competent authority to take cognizance of the matter, and examine the claim of the petitioner in the right earnest. He submits that appropriate orders in this regard, in accordance with law, shall be passed within four weeks from today. And if necessary, the petitioner shall also be afforded an opportunity of hearing.

Learned counsel for the petitioner is in agreement with the course suggested by learned counsel for the respondents and submits that let this petition be disposed of in terms of the statement made by him.

The petition is accordingly disposed of, in terms of the statements made by learned counsel for the parties.

This Court is sanguine that the competent authority shall look into the grievances/concerns of the petitioner in the right earnest and pass appropriate orders. As undertaken by learned counsel for the respondents, the necessary orders shall be passed within the time indicated above, and communicated to the petitioner.

Needless to assert that this order shall not constitute any expression of opinion on the merits of the case of either party, for, as indicated above, the competent authority shall examine the grievances of the petitioner, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

November 21, 2023
Vcgarg/AK Sharma

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No