

105 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP- 30056 of 2022

Date of decision : 31.01.2023

Vijay Singh Mann

...Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM:- HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE VIKRAM AGGARWAL**

Present: Mr. Rajesh K. Sheoran, Advocate
for the petitioner.

Mr. Pravindra S. Chauhan, Sr. Additional AG, Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court praying for issuance of the writ of *mandamus* directing the Director, Urban Estates, Haryana, C-3, Sector-6, HUDA Complex, Panchkula/respondent No.2 to issue 'No Objection Certificate' *qua* the land of the petitioner i.e. House at Residential Colony Prem Nagar, Tehsil and District Gurugram (khasra no.7071/5386/1697(0-2-8), khewat no. 2984/4144, measuring 16 Biswansi, situated in the Revenue Estate of Village Gurugram. It is the case of the petitioner that initially the land was acquired, thereafter, released.

Counsel for the respondents, on instructions, submits that the land of the petitioner was re-acquired who had earlier challenged the said acquisition. Although the petitioner is claiming that he has not been paid the amount of compensation for the land. Further, the counsel for the respondents asserts that the records are being traced in this regard and therefore he is not in a position to make any statement *qua* the same.

Petitioner has submitted a representation dated 28.10.2022 (Annexure

P-12) for issuance of a 'No Objection Certificate', to the Director, Urban Estates,

Haryana, C-3, Sector-6, HUDA Complex, Panchkula/respondent No.2 but the same till date has not been decided.

In the light of the above, we dispose of the writ petition without going into the merits of the case or commenting thereon with a direction to the Director, Urban Estates, Haryana, C-3, Sector-6, HUDA Complex, Panchkula/respondent No.2 to consider and decide the representation of the petitioner dated 28.10.2022 (Annexure P-12) within a period of six weeks from today. The decision so taken be conveyed to the petitioner forthwith.

It is made clear that in case the claim of the petitioner is accepted, the consequential 'No Objection Certificate' be issued to the petitioner within a further period of two weeks.

(AUGUSTINE GEORGE MASIH)

JUDGE

31.01.2023

R.sharma

(VIKRAM AGGARWAL)

JUDGE

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