

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-26392-2023

Date of decision:30.11.2023

Chetak Arun

....Petitioner

Versus

State of Haryana and others

....Respondents

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

Present: Mr. A.S. Narang, Advocate, and
Ms. Manpreet Kaur, Advocate,
for the petitioner.

ARUN PALLI, J. (Oral)

The petitioner herein has prayed for the following substantive relief:

- “i. Issue a Writ in the nature of Certiorari quashing the re-allotment letters dated 21.02.2023 (Annexures P-9, P-10, P-11) and further issue a Writ in the nature of Mandamus directing respondent nos.2 and 3 to issue fresh allotment letters in accordance with the affidavit dated 20.01.2023 (Annexure P-8) furnished by the petitioner;***
- ii. Issue a Writ in the nature of Certiorari quashing the order dated 19.07.2023 (Annexure P-14);***
- iii. Issue a Writ in the nature of Declaration, declaring that Clause 4 of the memo dated 06.03.2019 (Annexure P-4) has limited applicability to apartment buildings with four storeys along with stilt parking and the apportionment of land cost specified therein is only for the purpose of recovery of enhanced compensation;”***

Served with the advance copy of the petition, Mr. Pankaj Kundra, Advocate, appearing for Mr. Deepak Sabherwal, Advocate, for the respondent-HSVP, is present in Court.

Upon being pointedly asked, learned counsel for the respondent-HSVP fairly concedes that the impugned order dated July 19, 2023 (P-14), is a non-speaking order. Therefore, he submits that it shall be expedient if the petition at hand is disposed of, at this stage, to enable the competent authority to pass a fresh order, in accordance with law, and assigning reasons in support thereof.

Learned counsel for the petitioner is agreeable to the course suggested by the learned counsel for the respondents, and submits that let this petition be disposed of, in terms of the statement made by him. However, it is urged that the competent authority be directed to do the needful within a specified time.

In response, learned counsel for the respondents submits that the appropriate orders, in accordance with law, shall be passed as expeditiously as possible.

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

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

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

30.11.2023
Ak Sharma

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