

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

CWP-27297-2023

Date of decision : 13.12.2023

ASU and another

.....Petitioners

versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. J.S. Hooda, Advocate
for the petitioners.

Ms. Upasana Dhawan, AAG, Haryana.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for quashing the order dated 29.05.2023 (Annexure P-12) passed by respondent No.3 in absolutely arbitrary, illegal and causal manner, which smacks of violation of constitutional provisions envisaged for safeguarding the property of the citizen resulting into infringement of legal/statutory/constitutional right of the petitioners. Further prayer has been made for directing the respondents to restore the original land, which was erroneously declared as evacuee property or any other land of same nature and potential.

As submitted by counsel for the State, the appeal against the order under challenge lies to Deputy Commissioner-cum-Commissioner (Sales) under Section 7 of the Haryana Evacuee properties (Management and Disposal Act), 2008.

In view of the above, the present petition is disposed of with liberty to the petitioners to avail their alternative remedies. If petitioners avail their remedy as submitted before this Court then the authority

concerned would decide the same expeditiously in accordance with law
by passing a speaking order.

13.12.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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