

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-936-2024

Date of decision: 16.01.2024

Kaptan Singh

....Petitioner

Versus

State of Haryana and others

....Respondents

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

**Present: Mr. Vikram Singh, Advocate,
for the petitioner.**

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 for issuance of a writ in the nature of Mandamus directing the respondents to calculate and pay interest @ 9% per annum on the amount deposited by present petitioner with the respondent/department regarding plot bearing No.24Q, Sector-10, Bahadurgarh, District Jhajjar

AND

Further writ in the nature of Mandamus directing the respondents to refund the amount of Rs.38084/- with interest @ 9% arising due to the allotment of plot of decreased measurement (from 141 Sq. Mtr. To 135 Sq. Mtr.) (Annexure P-2).”

Served with the advance copy of the petition, Mr. Deepak Sabherwal, Advocate for the respondent-HSVP, is present in Court. At the outset, he submits that the matter is under active consideration of the competent authority. And the requisite amount, in terms of clause 7 of the

letter of allotment dated 02.12.2010 (P-1), along with interest, shall be refunded to the petitioner. Further, the petitioner shall also be refunded the amount he is entitled to, in proportion to the dimensions of the site he was allotted, at the earliest.

That being so, learned counsel for the petitioner submits that nothing substantive survives in the petition and the same be disposed of, in terms of the statement made by learned counsel for the respondent-HSVP.

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

However, if the authorities fail to reach any decision, and the amount the petitioner is entitled to, is not refunded, as undertaken by learned counsel for the respondent-HSVP, the petitioner shall be at liberty to move a necessary application in this petition itself for its restoration and appropriate orders.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

16.01.2024
Ak Sharma

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