

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-6730-2024

Date of decision: 21.03.2024

Rohtas Singh

....Petitioner

Versus

State of Haryana and others

....Respondents

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

Present: Mr. Kunwar Rajan, Advocate,
for the petitioner.

ARUN PALLI, J. (Oral)

The petitioner has prayed for the following substantive relief:-

“Civil Writ Petition under Articles 226/227 of the Constitution of India for the issuance of a writ in the nature of mandamus directing the respondents to allot a plot to the petitioner under the “oustees category” in lieu of acquisition of the land belonging to the predecessor-in-interest of the petitioner & in terms of order dated 03.12.2019 (ANNEXURE P-23) passed by this Hon’ble Court in COCP No. 932-2017 titles as “ROHTAS SINGH V/S SHRI. VIKAS GUPTA AND ANOTHER” directing the respondents to consider the claim of petitioner in accordance with law, as expeditiously as possible, but till date the claim of the petitioner has not been considered for allotment of a plot;

AND/OR

Issuance of a writ in the nature of Mandamus directing the respondents to consider/decide the

***representation dated 10.01.2024 (ANNEXURE P-28)
in a time bound manner.”***

Learned counsel for the petitioner submits that land of the petitioner, measuring 21 kanal 7 marla, situated in village Kanheyi, Gurgaon, was acquired by the respondent-Haryana Shehri Vikas Pradhikaran, for the development of Sectors 44 to 46 in the year 1993. He further submits that being an oustee, the petitioner is fully entitled for allotment of a plot/site, in terms of the policies of the State Government, but his claim has not been considered, thus far. It is urged that even the repeated representations made, in this regard, have yielded no result.

Served with the advance copy of the petition, Mr. Deepak Sabherwal, Advocate, for the respondent-HSVP, is present in Court. At the outset, he, on instructions, submits that the matter is under active consideration of the competent authority, and a final decision, in this regard, is likely to be reached in the immediate future. He submits that in the given circumstances, it would be expedient if this petition is disposed of, at this stage, to enable the respondent authorities to consider and decide the representation dated 10.01.2024 (P-28), submitted by the petitioner. Further, he submits that the necessary orders, after affording an opportunity of hearing to the petitioner, shall be passed positively, within a period of two weeks from today.

That being so, learned counsel for the petitioner submits that let this petition 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.

This Court is sanguine that the authorities shall look into the matter in the right earnest. And the appropriate orders shall be passed within the time indicated by the learned counsel for the respondent-
HSVP

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 concerns/grievances of the petitioner, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

21.03.2024
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No