

124 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-7474-2024

Date of Decision:03.04.2024

Surjeet Singh

..... Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Suresh Verma, Advocate and
Mr. Abhimanyu Kalsy, Advocate, for the petitioner.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for setting aside the impugned calculation sheet (Annexure P-9) whereby demand to the tune of Rs.13,67,180/- has been raised by respondent No.2 for conversion of leasehold shop to freehold shop in violation of the provisions of the policy dated 19.04.2023 (Annexure P-3) as well as the perpetual lease deed dated 19.02.1976 (Annexure P-1) and impugned order dated 02.11.2023 (Annexure P-15) whereby the request of the petitioner for relaxing the condition of the policy has been rejected by respondent No.2 being illegal, non-est, void and arbitrary. Further prayer has been made to direct the respondents to relax the provisions of the policy dated 19.04.2023 (Annexure P-3) in terms of the Clause 13 of the policy qua the petitioner as the petitioner is physically disabled and senior citizen, to waive off the lease money to the tune of Rs.2,67,180/- and to charge the Collector rate at the rate of Rs.70,000/- per square yards for the shop of the petitioner while calculating the fees to be charged from the petitioner. Further prayer is to grant time for depositing the money for conversion of leasehold shop to freehold shop to the petitioner.

After arguing for some time, learned counsel for the petitioner has fairly submitted that there is a provision to appeal under Section 9 of the Policy (Annexure P-3) and he may be allowed to withdraw the present petition with liberty to the petitioner to avail the remedy of filing an appeal before the competent authority.

Allowed to do so.

Dismissed as withdrawn with liberty as prayed for. If any such appeal is filed by the petitioner before the competent authority, the same would be decided expeditiously in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

03.04.2024
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Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No