



CWP-10398-2021

1

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-10398-2021
Date of decision : 22.05.2024

Nirmala Devi and others

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Hitesh Verma, Advocate
for the petitioners.

Mr.T.P.S. Walia, AAG, Punjab.

Mr.Prateek Gupta, Advocate
for respondent nos.2 and 3.

VIKAS BAHL, J.(ORAL)

1. Prayer made in the present writ petition is for quashing the impugned resolution dated 07.10.2020 (Annexure P-3) passed by respondent No.2 and impugned order dated 18.05.2021 (Annexure P-4) passed by respondent No.3 vide which the petitioners have been ordered to vacate the premises in question.
2. Learned counsel for respondent Nos.2 and 3 has submitted that the order of vacation has been passed in accordance with law.
3. Learned counsel for the petitioners has submitted that the petitioners would submit a representation within a period of 10 days from

today to respondent No.3-House Allotment Committee bringing out peculiar

**CWP-10398-2021****2**

facts of their case and has submitted that respondent No.3 be directed to consider the said representation in accordance with law.

4. Learned counsel for respondent No.2 and 3 has submitted that in case any such representation is made, then same would be decided within a period of three weeks from the date of receipt of the said representation, and that the respondent No.3 would independently consider the representation, in accordance with law and pass speaking order on the same.

5. Keeping in view the above said facts and circumstances, the present writ petition is disposed of with the following observations:-

(i) It would be open to the petitioners to give a representation to respondent No.3 within a period of 10 days from today.

(ii) Respondent No.3 would independently consider the said representation and in case, the plea raised by the petitioners is found to be meritorious then the respondent No.3 would grant necessary relief, in accordance with law and in case, respondent No. 3 is of the opinion that the plea raised by the petitioners is meritless, then a speaking order rejecting the said representation be passed within a period of three weeks from the date of receipt of the said representation.

(iii) It is made clear that in case the petitioners do not give the representation to respondent No.3 within a period of 10 days from today then their writ petition would be deemed to be dismissed.



CWP-10398-2021

3

6. This Court has not opined on the merits of the case and the respondent No.3 would take independent decision on the same, in accordance with law.

(VIKAS BAHL)
JUDGE

May 22, 2024
Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No