

**CWP-10937-2024**

-1-

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CWP-10937-2024****Date of decision: 13.05.2024**

Mamta Yadav and another

....Petitioners

Versus

Chief Administrator HUDA, and another

....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN PALLI
HON'BLE MR. JUSTICE VIKRAM AGGARWAL**Present: Mr. Lal Singh Thakur, Advocate,
for the petitioners.**(Through Hybrid Mode)**

ARUN PALLI, J. (Oral)

A Mandamus is prayed for, commanding the respondents to transfer the plot/site No.683, Sector-21, Gurugram, Haryana, of late Sh. Harpal Singh, in favour of the petitioners.

Learned counsel for the petitioners submits that petitioner No.1 (Ms. Mamta Yadav) was a live-in partner of late Sh. Harpal Singh, and petitioner No.2 (Samrat Singh) is their son. He submits that the site/plot in question was allotted to late Sh. Harpal Singh, who has since passed away on 21.11.2023. Further, vide a registered will dated 06.09.2023 (P-2), the deceased bequeathed 40% of the share in the plot/site in question in favour of petitioner No.1 and the rest 60% in favour of petitioner No.2. However, it is submitted that the deceased has also left behind his widow (Smt. Maya Devi) and a daughter (Smt. Amrita Narang). But, concededly, both of them have not been arrayed as parties to the present petition. It is submitted that on the basis of the registered will (*ibid*), and the policy in vogue dated 03.06.2013 (P-5), the petitioners moved the respondent authorities on 29.01.2024 to mutate the site/plot in their favour. And, even the widow of the deceased moved an application for transferring the property in her favour. To



which, objections have also been filed by petitioner No.1 on 31.01.2024 (P-3), claiming right/title/interest over the property in question. It is urged that even though a considerable time has elapsed, but the matter has not made any tangible progress.

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 Estate Officer-I, Gurugram, had already afforded a personal hearing to the parties on 15.02.2024. And, appropriate orders, in accordance with law, shall be passed within a period of two weeks from today, and shall also be communicated to the parties concerned.

That being so, learned counsel for the petitioners 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.

In the wake of the position sketched out above, and in terms of the statements made by learned counsel for the parties, the petition is accordingly disposed of.

This Court is sanguine that the authorities shall look into the matter in the right earnest. And the appropriate orders, assigning reasons in support thereof, shall be passed within the time indicated by 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 petitioners, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

13.05.2024
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No