

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

201

**2024:PHHC:059049
CWP-11636-2011 (O&M).
Date of Decision: 30.04.2024.**

PAWAN KHOSLA AND OTHERS

..Petitioners

VERSUS

STATE OF PUNJAB AND OTHERS

.. Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

PRESENT Mr. S.K. Chaudhary, Advocate, for the petitioner.

Mr. Surya Kumar, AAG, Punjab.

Ms. Kavita Arora, Advocate, for respondent No.3.

VINOD S. BHARDWAJ, J. (ORAL)

CM-3999-CWP-2020

Application is allowed as prayed for subject to all just exceptions.

Annexure P-10 is taken on record.

The Registry is directed to tag the same at an appropriate place.

Main case

Prayer in the present writ petition was to allow the petitioners to continue to work in their shops at par with other 22 shopkeepers who are carrying out their business on the Dalhousie Road at Pathankot and an alternative prayer had been made seeking directions to the respondents to expedite the process of rehabilitating the petitioners at 0.46 acres scheme proposed by the respondent-Improvement Trust, Pathankot.

Learned counsel appearing for the the respondent-Improvement Trust submits that a writ petition CWP No.2252 of 2016 titled as Ramesh Kumar Vs. State of Punjab and others was earlier filed before this Court by other shopkeepers which was dismissed vide order dated 24.01.2020 wherein, the Improvement Trust had informed this Court that total 28 booth of size 8' X 8' are ready and shall be allotted through the draw of lots to the 28 persons in the category of the petitioners therein.

Learned counsel for the Improvement Trust contends that the Improvement Trust having been permitted to carry out the draw of lots, the same was conducted by the Improvement Trust which also included the names of the petitioners herein and that they are successful allottees of the shops at the 0.46 acres Scheme for which rehabilitation is being sought.

Learned counsel appearing for the petitioners, however, contends that the price at which the new allotment is being made is exorbitant and also the basic amenities have not been provided so far. I find that the said issue is not within the scope of the present writ petition and as such by way of an application, the petitioners cannot travel beyond the scope of the writ petition.

Faced with above, learned counsel for the petitioners seeks withdrawal of the present writ petition so as to file an appropriate petition, if so advised against any other subsisting grievance of the petitioners.

Learned counsel for the respondents have no objection to the same.

Disposed of as withdrawn with liberties as aforesaid.

Any other pending, misc. application(s), if any shall also stand(s) disposed of accordingly.

April 30, 2024.	(VINOD S. BHARDWAJ)
raj arora	JUDGE
Whether speaking / reasoned :	Yes / No
Whether reportable :	Yes / No