



IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CWP-15390-2024(O&M)  
Date of decision: 08.07.2024

Sharda  
... Petitioner  
Versus  
State of Haryana and others  
... Respondents

CORAM: HON’BLE MR. JUSTICE ARUN PALLI  
HON’BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Ravi Kumar Girdhwal, Advocate,  
for the petitioner.  
Mr. Ankur Mittal, Addl. Advocate General, Haryana, and  
Ms. Kushaldeep Kaur, Advocate.  
Mr. Deepak Sabherwal, Advocate,  
for the respondent(s)-HSVP.  
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ARUN PALLI, J. (Oral)

The petitioner assails the letter dated December 6, 2023 (P-4),  
whereby her prayer for allotment of an alternate site in lieu of already allotted  
plot No.902, Sector JH6, Urban Estate, Jhajjar, has since been declined.

Learned counsel for the petitioner submits that vide letter of  
allotment dated October 3, 2011 (P-1), a residential plot measuring 6 marlas  
(No.902, Sector JH6) was allotted to the petitioner on free hold basis.  
However, he submits the limited grievance that the petitioner has is that to date  
she has not been able to construct the site, for a 132 KV High Tension Line  
passes above Sector JH6, Jhajjar. And, therefore, it is not viable to carry out  
any construction. He submits that despite the authorities being conscious of the  
difficulty being faced not only by the petitioner but those who are similarly



placed, no measures have been taken. And, resultantly, for a period of 13 years have gone by post allotment, the petitioner continues to suffer. With reference to the order dated February 28, 2024, passed by this Court in CWP-4584-2024, he submits that another allottee who too was allotted a site in Sector JH6, Urban Estate, Jhajjar, had approached this Court with a similar grievance and the petition was disposed of, for this Court was informed that the matter regarding shifting the 132 KV high tension wire has already been taken up with the Haryana Vidyut Prasaran Nigam Limited (HVPNL) and the respondent-authorities had conveyed that the transmission line can be shifted if an alternate Right of Way is provided to HVPNL. And the matter was under active consideration of the authorities, and necessary orders shall be passed within a period of two months. He asserts that over four months have gone by post order dated February 28, 2024, passed by this Court, but no progress is made on the ground.

Served with the advance copy of the petition, Mr. Ankur Mittal, Additional Advocate General, Haryana, on behalf of the respondent-State, and Mr. Deepak Sabherwal, Advocate, on behalf of the respondent(s)-HSVP, are present in Court.

Learned counsel for the respondent(s)-HSVP submits for shifting the 132 KV HT Line passing over Sector 6, Jhajjar, the drawings that had been submitted were required to be approved by the competent authority, and certain sanctions were to be obtained in coordination with the Haryana Vidyut Prasaran Nigam Limited (HVPNL). Therefore, the exercise that was initiated, despite earnest efforts, is still inconclusive. However, on instructions (received

by e-mail) from the Chief Administrator, HSVP, Panchkula, he submits that the site in question, i.e. Sector JH6, Urban Estate, Jhajjar, shall be cleared off any such incumbrance and the 132 KV HT Line shall be shifted within a period of five months from today. He has shared with us a copy of the e-mail, referred to above, which is taken on record as **Mark ‘X’**.

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(s)-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 stands disposed of.

( Arun Palli )  
Judge

( Vikram Aggarwal )  
Judge

08.07.2024  
Rajan

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|------------------------------|--------|
| Whether speaking / reasoned: | YES/NO |
| Whether Reportable:          | YES/NO |