

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CWP No.18729 of 2017 (O&M)  
Date of Decision :20.02.2024

M/s Vinay Trading Company

.....Petitioner

Versus

State of Haryana and another

..... Respondents

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

Present : Mr. Gurpreet Singh, Advocate for the petitioner.

Mr. Ankur Mittal, Addl. A.G. Haryana with  
Ms. Kushaldeep Kaur, Advocate.

Mr. P.S.Chauhan, Advocate for respondent No.2.

ARUN PALLI, J. (Oral):

A writ in the nature of *certiorari* is prayed for to set aside the order dated 28.07.2016 (P5), whereby the petitioner-company was informed that highest bid submitted by it @ Rs.11,230/- per square meter against the reserve price of Rs.11,180/- per square meter, qua allotment of plot No.2192, Sector-38, Industrial Estate Phase-II, Rai, was rejected being less than the proposed price fixed @ Rs.14,000/- per square meter. And for also setting aside a part of the regular letter of allotment dated 02.09.2016 (P6), vide which the site was allotted to it @ Rs.14,000/- per square meter.

Whereas, the case set out by the petitioner has been that since it had submitted a bid @ Rs.11,230/- per square meter, which was accepted, the allotment ought to have been made at the same price. However, it is not disputed that the petitioner, in terms of the allotment letter, has already deposited the entire sale consideration @ Rs.14,000/- per square meter.

Whereafter, the actual physical possession of the allotted site was delivered to

the petitioner and the said site has since been constructed.

But having argued the matter at some length, learned counsel for the petitioner submits that he be permitted to withdraw the petition. However, the limited grievance that he has is that since despite having paid the entire premium/consideration, the respondents-authority have failed to execute the conveyance deed, a direction be accordingly issued to the respondents to perform their part of contract.

To this, learned counsel for the respondents-authority submits that it was only on account of pendency of this petition the conveyance deed could not be executed. And now that the petition is being withdrawn and the petitioner having already deposited the entire sale consideration the conveyance deed in its favour would be executed within 4 weeks from today.

In the wake of the above, as prayed for, the petition is dismissed as withdrawn.

(ARUN PALLI)  
JUDGE

(VIKRAM AGGARWAL)  
JUDGE

20.02.2024  
Manoj Bhutani

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |