

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

CWP No.20288 of 2018 (O&M)

Date of Decision :01.02.2024

Ranjit Singh

.....Petitioner

Versus

State of Punjab and others

..... Respondents

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

Present : Mr. Ravi Malhotra, Advocate for the petitioner.

**Mr. Karanjit Singh, Addl.A.G. Punjab.
Mr. R.S.Khosla, Sr. Advocate with
Mr. Yogender Verma, Advocate for respondents No.2 and 3.**

ARUN PALLI, J. (Oral):

Learned Senior counsel for respondents No.2 and 3 has drawn our attention to the averments, set out in paragraph 4 of the affidavit dated 15.11.2019, filed by the Estate Officer, Amritsar Development Authority, which reads as thus:-

“That with regard to the handing over of the possession of the said plot to the petitioner, deponent called the reports from the concerned departments. As per the reports given by the Divisional Engineer (electrical) dated 15.11.2019, Annexure R-2. Divisional Engineer (PH) dated 15.11.2019, Annexure R-3. Divisional Engineer (Civil) dated 10.09.2019 Annexure R-4. The said plot is ready for possession and development works on the site have been completed. Due to some technical fault, the zoning plan could not be approved and now the revised zoning plan is under process of being approved and the possession shall be handed over a the

earliest”.

He submits that on 16.11.2019, learned counsel for the petitioner was granted opportunity to file replication, if any, however, no such counter affidavit has been filed to date. In any case, he submits that since the petitioner has been delivered the actual physical possession, nothing substantive survives in the petition as the same is rendered infructuous.

The factual position, as set out above, is not disputed by learned counsel for the petitioner.

In the wake of the position, as indicated above, the petition is disposed of as having been rendered infructuous.

However, if any dispute/cause of action/interest still survives the petitioner shall be at liberty to move an appropriate application for its restoration and decision on merits.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

01.02.2024
Manoj Bhutani

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No