

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CWP-20600-2023(O&M)  
Date of decision: 22.04.2024

Shri Bhagwan and another  
... Petitioners  
Versus  
State of Haryana and others  
... Respondents

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

Present: Mr. Deepam Raghav, Advocate,  
for the petitioners.  
Mr. Ankur Mittal, Addl. AG, Haryana, and  
Ms. Kushaldeep Kaur, Advocate,  
for the respondents.  
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ARUN PALLI, J. (Oral)

The petitioners have prayed for the following substantive relief:

“Civil Writ Petition under Articles 226/227 of the Constitution of India, praying for issuance of an appropriate writ, order or direction, particularly a writ in the nature of mandamus, directing the respondent in accordance with the policy of rehabilitation and resettlement of the landowners under the Land Acquisition Oustees Scheme dated 07/12/2007 (Annexure P-5) and in accordance with the direction of Honourable Supreme Court dated 29/06/2012 (Annexure P-6), considering the case for allotment of plot of 50/100 sq. yards.”

Served with the advance copy of the petition, Mr. Ankur Mittal, learned Additional Advocate General, Haryana is present in Court on behalf of the respondents.

At the outset, learned State counsel submits that rather than filing the written statement to the petition, it would be expedient if the petition is disposed of to enable the competent authority to consider the claim of the petitioners. And pass necessary orders in accordance with law. He submits that before any such orders are passed, the petitioners shall be heard, for which a formal communication will be issued well in advance. He further submits that the petitioners shall also be at liberty to furnish any fresh material to support/substantiate their claim, provided it is furnished within three (03) days from today.

Learned counsel for the petitioners is agreeable to the course suggested by learned State counsel. And submits, let this petition be disposed of in terms of his statement. However, he submits that as the matter is pending for a considerable time, the competent authority be directed to take a decision within a specified time.

To which, learned State counsel submits that the necessary orders, after affording an opportunity of hearing to the petitioners, shall be passed within a period of six weeks from today.

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.

This Court is sanguine that the competent authority shall consider the matter in the right earnest, and pass the necessary orders.

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

22.04.2024  
Rajan

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