



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-21904-2024(O&M)
Date of decision: 03.09.2024

Ajay Grover
... Petitioner
Versus
Union Territory of Chandigarh and others
... Respondents

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

Present: Mr. Randhir Singh Manhas, Advocate,
for the petitioner.
Mr. Sumeet Jain, Additional Standing Counsel, and
Mr. Himanshu Arora, Panel Counsel,
for the respondents-UT, Chandigarh.

ARUN PALLI, J. (Oral)

The petitioner (Ajay Grover) has prayed for the following relief:

“Civil Writ petition under Article 226/227 of
the Constitution of India for issuance a writ in the
nature of mandamus directing the respondents to
allow permission to the petitioner to sell the share
of HUF consisting of two minors sons share in the
joint property i.e. House No.97, Sector 15-A,
Chandigarh being Karta of the undivided interest
in the Joint property as the representation is still
pending with the respondent no.3 and 4.”

Learned counsel for the petitioner submits that prior to the
institution of this petition, the petitioner had even served the respondent-
authorities with the representation dated July 31, 2024 (P-5), as regards his
concerns/grievances, but to no avail.

Served with the advance copy of the petition, Mr. Sumeet Jain,
learned Additional Standing Counsel, UT, Chandigarh is present in Court on
behalf of the respondents. At the outset, he submits that, in fact, the competent



authority, who has to examine the claim of the petitioner, is the Estate Officer, Chandigarh (respondent No.3). And, in the event, the petitioner moves the said authority, by filing appropriate application/representation, the same shall be considered and dealt with in accordance with law.

To this, learned counsel for the petitioner submits that the petitioner would move the competent authority (respondent No.3) within a week from today by filing a comprehensive representation as regards his concerns/grievances. However, he submits, considering that time is essence of the situation, the authorities be directed that if any such representation is filed, the same be decided as expeditiously as possible.

In response, learned counsel for the respondents submits that on receipt of any such representation, not only the respondent No.3 shall deal with the concerns of the petitioner, and pass orders in accordance with law, but he shall also be heard, for which a formal communication would be issued, well in advance. Further, he submits that the necessary orders shall be passed within two months from today.

That being so, learned counsel for the petitioner submits that let the petition be disposed of in terms of the statement made by learned Additional Standing Counsel appearing for the respondent-UT, Chandigarh.

In the wake of the position sketched out above, as also the statements made by learned counsel for the parties, the petition is accordingly disposed of.

This Court is sanguine that the respondent-authority shall consider/examine the matter in the right earnest, and as submitted by learned Additional Standing counsel, would pass the necessary orders within the stipulated period.

(Arun Palli)
Judge

03.09.2024
Rajan

(Vikram Aggarwal)
Judge