



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

**CWP No.30476 of 2019 (O&M)
Date of Decision :30.08.2024**

M/s Asarfi Lal Girwar Lal and others

.....Petitioners

Versus

State of Haryana and others

..... Respondents

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

**Present : Mr. Saket Bhandari, Advocate for
Mr. Kulwant Singh, Advocate for the petitioner.**

Mr. Deepak Bhardwaj, DAG, Haryana.

Mr. Aman Bahri, Advocate for respondents No.2 and 3.

ARUN PALLI, J. (Oral):

The petitioners have prayed for the following substantive relief:-

**“Civil Writ Petition under Article 226/227 of the
Constitution of India for issuance of a writ in the nature of
Certiorari for setting aside the auction notice dated nil
(Annexure P-3) issued by Market Committee, Rewari being in
complete contravention of Rule 3 of the Haryana State
Agricultural Marketing Board (Sale of Immovable Property)
Rules, 2000;**

**And also for issuance of directions to the
respondents for allotting the shop plots to the petitioners as they
are old licences of category (ii) and as such, are entitled to
allotment of shop plots in terms of mandate of Rule 3 of the
Haryana State Agricultural Marketing Board (Sale of
Immovable Property) Rules 2000;**

**And for staying the impugned auction proceedings
in question, during the pendency of the present writ petition
before this Hon’ble Court:”**



Learned counsel for the parties with reference to the order dated 22.10.2019, submit that a Co-ordinate Bench, while issuing notice of motion, had also observed that the auction may take place but the same be not finalized/confirmed and the said order is operative to date.

Learned counsel for respondents No.2 and 3 has shared with us a copy of the communication dated 01.05.2024, issued by the Market Committee, Rewari, which is retained on record as **Mark-X**, vide which, he was informed that the Committee had not invited any applications for allotment of the shop/plots to the old licensee of category-2 (Kacha Arhtia). And as and when any such applications are invited the petitioners too may apply and their eligibility for allotment would be examined by the Committee as per law.

That being so, learned counsel for the petitioners submits that nothing substantive, at least, for the present, survives in the petition and the same be disposed of as having been rendered infructuous. However, in case, any cause of action arises in future, the petitioner would avail such other remedies as shall be admissible in law as also to file a fresh petition.

Accordingly, the petition is disposed of in terms of the statements made by learned counsel for the parties.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

30.08.2024
Manoj Bhutani

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