2024:PHHC:131660-DB

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

**CWP No.25613 of 2024**
**Date of decision: 03.10.2024.**

**Tamanna Babbar**

**….Petitioner**

**Versus**

**Haryana Shehri Vikas Pradhikaran and others**

**….Respondents**

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

Present: Mr. Nishant Maini, Advocate
for the petitioner.

Mr. Ankur Mittal, Additional Advocate General, Haryana
with Mr. Karan Jindal, AAG, Haryana.

Mr. Ankur Mittal, Advocate with
Ms. Kushaldeep Kaur,
Ms. Saanvi Singla, and
Ms. Naina Jindal for HSVP.

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**VIKRAM AGGARWAL, J.**

1. The petitioner assails the order dated 24.04.2024 (Annexure P-8) passed by respondent No.1 vide which a decision has been taken to refund the amount deposited by the petitioner for an institutional site situated in Sector 24-25A, Gurugram which had been allotted to the petitioner by way of auction for the respondents are not in a position to deliver possession of the same to the petitioner. A *mandamus* is also prayed for to direct respondent No.4 to expeditiously decide, the revision petition preferred by the petitioner against the said order.

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2. In pursuance of e-auction of commercial properties situated in Gurugram held on 30.11.2022, the petitioner emerged as the highest bidder *qua* an institutional property i.e., Hospital & School Site situated in Sector 24-25A, Urban Estate, Gurugram-II. Letter of Intent dated 24.01.2023 (Annexure P-3) was issued as per which, the price of the plot measuring 374 sq. meters was ₹2,45,10,000 (Rupees Two crores Forty Five lacs Ten thousand only ). Letter of allotment dated 21.04.2023 (Annexure P-4) was also issued. However, for the possession of the plot was not being delivered and on 08.11.2023 (Annexure P-5), the request for possession was rejected on the ground that planning of the site had been changed, the petitioner knocked the doors of this Court by way of CWP No.27699 of 2023.

3. The said writ petition was disposed of on 11.12.2023 (Annexure P-7) on the statement made by learned counsel for the respondents that the issue would be decided by passing a speaking order within a period of two weeks.

4. Accordingly order dated 24.04.2024 has been passed leading to the filing of the instant writ petition. Notably, against the said order, a revision petition has also been preferred which is stated to be pending and is now being fixed for hearing on 08.10.2024.

5. Learned counsel for the petitioner submits that the request for handing over of possession of the plot has wrongly been rejected and that even the revision petition preferred by the petitioner is not been decided.

6. To this, learned Additional Advocate General Haryana, who has caused appearance on advance copy having been served submits that the revision petition preferred by the petitioner against the order dated 24.04.2024 shall be decided within a period of four weeks from today.

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7. Learned counsel for the petitioner submits for the present, no further relief is being claimed by the petitioner and the writ petition may, therefore, be disposed of in terms of the statement made by learned Additional Advocate General, Haryana.

The writ petition is accordingly disposed of in view of the statement made by learned Additional Advocate General, Haryana that the revision petition preferred by the petitioner against the order dated 24.04.2024 (Annexure P-8) which is pending before respondent No.4 and is listed for hearing on 08.09.2024 shall be decided within a period of four weeks from today in accordance with law.

**(ARUN PALLI)**
**JUDGE**

**(VIKRAM AGGARWAL)**
**JUDGE**

**October 03, 2024**
Rekha

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

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