



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-30469-2024(O&M)
Date of decision: 26.11.2024

Tulika Jain

... Petitioner

Versus

Haryana Shehri Vikas Pradhikaran (HSVP) and others

... Respondents

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

Present: Dr. Vikas Rohal , Advocate, for the petitioner.
Mr. Deepak Sabherwal, Advocate, for the respondents.
...

ARUN PALLI, J. (Oral)

The petitioner (Tulika Jain) has prayed for the following substantive relief:

“Civil writ petition under article 226/227 of the Constitution of India, 1950, for issuance of a writ in the nature of certiorari for quashing of impugned order dated 09.07.2024 (Annexure P-15), passed by respondent no.2, whereby, the respondents have resorted to arbitrary rejection of the bid of the petitioner, in an e-auction conducted on 30.11.2022, for e-auction of commercial plot SCO no.33, Sector 65, despite petitioner having been adjudged H-1 bidder; the same being unreasonable, without any basis and arbitrary and without consideration the peculiar facts and circumstances of the case.

AND

Further for the issuance of a writ in the nature of Mandamus directing the respondents to issue letter of intent and allot the commercial Plot SCO



no.33, Sector 65, in favour of the petitioner (adjudged as the H-1 bidder).”

On November 12, 2024, this Court had passed the following order:

“Served with the advance copy of the petition, Mr. Deepak Sabherwal, Advocate is present in Court on behalf of the respondents. At the outset, he prays for a short accommodation to seek instructions/submit a short affidavit as regards the concerns/grievances sought to be raised in the petition and argue the matter.

As prayed, adjourned to 26.11.2024.”

Learned counsel for the respondents, on instructions, submits that the order dated 09.07.2024 (P-15), vide which the claim of the petitioner for issuance of a regular letter of allotment was rejected, be deemed to have been withdrawn. For, the Competent Authority, i.e. Chief Administrator, HSVP, has already communicated to the petitioner to appear before it on 02.12.2024. And, the matter in issue would be re-examined. Whereafter, a fresh order, in accordance with law, assigning reasons in support thereof, would be passed, within two weeks.

That being so, learned counsel for the petitioner submits that let the petition be disposed of in terms of the statement of learned counsel for the respondents.

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 Competent Authority would consider the claim of the petitioner in the right earnest. And the appropriate orders shall be passed within the time indicated by learned counsel for respondents.

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 Authority shall examine the grievance of the petitioner, strictly in accordance with law.

(Arun Palli)
Judge

(Vikram Aggarwal)
Judge

26.11.2024
Rajan

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