



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-30474-2024
Date of Decision: 12.11.2024

MASTAN SINGH

....PETITIONER

Versus

STATE OF PUNJAB AND OTHERS

....RESPONDENTS

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

Present: Mr. Naresh Kaushal, Advocate for the petitioner.

Mr. Jastej Singh, DAG, Punjab.

VIKRAM AGGARWAL, J.

1. The petitioner has prayed for the following substantive relief:-

“Civil Writ Petition under Articles 226/ 227 of the Constitution of India for issuance of a writ in the nature of Mandamus directing the Respondents to issue allotment letter qua plot No. 602 Phase XI, SAS Mohali, to the petitioner, in strict compliance of the order dated 10.10.2011 (Annexure P-1) passed by the Revisional Authority/ Special Secretary, order dated 28.03.2016 (Annexure P-2) passed by this Hon'ble Court and further order dated 31.03.2021 (Annexure P-3) passed by the Revisional Authority, by way of taking prompt action on the Justice Demand Notice dated 03.05.2024 (Annexure P-6), in a time bound manner.

OR

To issue any other appropriate writ, order or direction which this Hon'ble Court may deem fit and proper in the peculiar facts and circumstances of the present case may kindly be passed/ issued in favour of the petitioner.”

2. The dispute revolves around the allotment of a plot under the oustees quota. One Pritam Singh was an oustee, for his land situated in village Mataur, Tehsil and District Mohali was acquired by the Punjab Government for the development of Mohali Urban Estate. He applied for the allotment of a plot, being

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an oustee, on 07.01.1980. He ultimately expired on 12.05.1984 without any plot having been allotted. Some disputes between different claimants arose after his death. Litigation ensued. Ultimately, the Estate Officer held that Smt. Mehar Kaur, daughter of Pritam Singh under whom the petitioner was claiming, was not eligible for the allotment of a plot. An appeal was preferred by the present petitioner which was also dismissed on 19.11.2010. The Revision Petition was, however, allowed on 10.10.2011 (Annexure P-1) and a direction was issued to the Estate Officer to allot plot No.602 Phase XI, Mohali to the petitioner.

3. The Greater Mohali Area Development Authority (GMADA) preferred **CWP-5522-2013** which was disposed of on 28.03.2016 (Annexure P-2) and the matter was remanded to the Revisional Authority. The Revisional Authority in turn, vide order dated 31.03.2021 (Annexure P-3), remanded the matter to the Estate Officer, GMADA for a fresh determination of the issue in dispute. It is the grievance of the petitioner that ever since the passing of the order dated 31.03.2021 (Annexure P-3), the matter remains pending with the Estate Officer, GMADA.

4. At the outset, Mr. Jastej Singh, learned Deputy Advocate General, Punjab, upon instructions, submits that the matter shall be decided by the Estate Officer, GMADA within a period of two weeks from today in accordance with law and a speaking order shall be passed.

5. Learned counsel for the petitioner is agreeable to the course suggested by learned counsel representing the State of Punjab and submits that the writ petition be disposed of in terms of the said statement.

6. The writ petition is accordingly **disposed of** in terms of the statements given by learned counsel for the parties binding them to the same. This Court is sanguine that the authority concerned shall deal with the matter in accordance



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with law after complying with the principles of natural justice and shall accordingly pass the order.

7. Needless to assert that this order shall not constitute an expression of opinion on the merits of the case of either party, for, as indicated above, the authority concerned shall examine the concerns/grievances of the petitioner, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

12.11.2024
Prince Chawla

Whether speaking/reasoned :	Yes/No.
Whether reportable :	Yes/No.