

2024.PHHC:157735



129

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

CWP-32145-2024**Date of Decision: 28.11.2024**

Mahender Kumar

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Rajnish Gupta, Advocate and
Mr. Sachin, Advocate for the petitioner.

Ms. Upasana Dhawan, AAG, Haryana.

HARSH BUNGER J. (ORAL)

Petition herein is, *inter alia*, for issuance of a writ in the nature of Mandamus seeking direction upon the respondents to allot a plot equivalent to the plot (B-VIII-16, Site only, Rohitak: measuring 568 square yards) earlier allotted to petitioner's father, which was later on held to be *shamlat doli* instead of the property of Rehabilitation Department, by the judicial Court.

1.1 A further prayer has been made to direct the respondents to decide representation dated 15.04.2024 (Annexure P-11) submitted by the petitioner in a time bound manner.

2. Learned counsel for the petitioner, at the outset, submits that the petitioner has submitted representation dated 15.04.2024 (Annexure P-11) before respondents No.1 and 2; however, the same has not been adverted to by the concerned authorities, till date. Learned counsel further submits that the petitioner would be satisfied at this stage, in case a

time bound direction is issued to respondent No.2 (Joint Secretary, Haryana Government, Revenue and Disaster Management Department, Rehabilitation Branch, SCO No.4-A, Sector 7-C, Madhya Marg, Chandigarh) to consider and decide the aforesaid representation dated 15.04.2024 (Annexure P-11).

3. On advance service of copy of petition, Ms. Upasana Dhawan, Assistant Advocate General, Haryana, appears on behalf of the respondents-State and opposes issuance of notice of motion. She further submits that respondent No.2 (Joint Secretary, Haryana Government, Revenue and Disaster Management Department, Rehabilitation Branch, SCO No.4-A, Sector 7-C, Madhya Marg, Chandigarh)/competent authority shall take decision either way, on the pending representation dated 15.04.2024 (Annexure P-11) within a period of three months from today.

4. Keeping in view the submissions made by learned counsel for the parties and without commenting on the merits of the case, the present writ petition is disposed of with a direction to respondent No.2 (Joint Secretary, Haryana Government, Revenue and Disaster Management Department, Rehabilitation Branch, SCO No.4-A, Sector 7-C, Madhya Marg, Chandigarh)/competent authority to consider and decide representation dated 15.04.2024 (Annexure P-11) by way of passing a speaking order, after affording due opportunity of hearing to all the concerned parties, within a period of three months from today.

5. All the pending application(s), if any, shall also stand closed.

28.11.2024

Apurva

(HARSH BUNGER)
JUDGE

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