

**In the High Court of Punjab and Haryana at Chandigarh**

[107-2]

CWP-1199-2022 (O&M)**Date of Decision: 21.03.2025**

DHEERAJ GUPTA

..... PETITIONER

VERSUS

THE HSIIDC LIMITED AND OTHERS

.....RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. Amit Jhanji, Sr. Advocate assisted by
Ms. Eliza Gupta, Advocate and
Mr. Sahil Shehrawat, Advocate and
Mr. Pankaj Kundra, Advocate for the petitioner(s).

Mr. Ankur Mittal, Additional Advocate General, Haryana,
Ms. Svaneel Jaswal, Additional Advocate General, Haryana,
Mr. P.P. Chahar, Sr. Deputy Advocate General, Haryana,
Mr. Saurabh Mago, Deputy Advocate General, Haryana,
Mr. Gaurav Bansal, Deputy Advocate General, Haryana and
Mr. Karan Jindal, Assistant Advocate General, Haryana.

Mr. Ankur Mittal, Advocate
Ms. Kushaldeep Kaur, Advocate
Ms. Saanvi Singla, Advocate
Ms. Sharvi Dadhwal, Advocate for the respondents (HSIIDC).

SURESHWAR THAKUR, J. (ORAL)

1. The learned Senior Counsel representing the petitioner(s) submits that the impugned therein annexures, to which respectively Annexures P-11 and P-12, become assigned, are ridden with the vice of theirs breaching the principles of *audi alteram partem*.

2. The reason which the learned Senior Counsel for the petitioner(s) assigns for the supra breach being made, is embodied in the factum, that prior to the makings of the impugned orders, thus neither any notice(s) became served upon the petitioner(s), nor any opportunity to participate in the proceedings, which ultimately resulted in the passing of the impugned annexures, but was assigned to the petitioner(s).



3. The learned Addl. Advocate General, Haryana, was also not able to place on record any material suggestive, that the said submissions made before this Court by the learned Senior Counsel for the petitioner(s), rather are inapt.

4. In the wake of the above, impugned orders (Annexures P-11 and P-12) are quashed and set aside, and, only if the allotment of the subject plot(s) is required to be cancelled, thereupons, notice may be considered to be issued upon the petitioner(s), and, subsequently the petitioner(s) shall be permitted to participate in the detailed hearings to be made in pursuance to the said issued notice. Moreover, complete adherence shall be made to the principles of natural justice.

5. Moreover, till the making of any re-decision, if it is required to be made, thereupto the possession of the present petitioner over the subject plot(s), shall not be disturbed.

6. The present writ petition is disposed of accordingly, alongwith all pending application(s), if any.

(SURESHWAR THAKUR)
JUDGE

(VIKAS SURI)
JUDGE

21.03.2025

Anjal

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