



CWP-36783-2025

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

(114)

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Date of Decision : 23.01.2026

Chander Gupt

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. S.S. Sodhi, Advocate for
Mr. S.P. Yadav, Advocate
for the petitioner.

Mr. Bhupender Singh, Addl. AG, Haryana
for the respondents.

KULDEEP TIWARI, J. (ORAL)

1. Through the instant writ petition, cast under Article 226/227 of the Constitution of India, the petitioner has thrown a challenge to the order dated 12.11.2025 (Annexure P-1), passed by the respondent No.3, on the ground, that the same has been passed in infraction of principles of natural justice.

2. Learned counsel for the petitioner submits that through the impugned order, the respondent/department concerned, has sought to be recovered the penal rent of Rs.27,45,000/-, from the petitioner, on account of over stay in the allotted Type-II accommodation at Narnaul, District Mehendergarh, Haryana.



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3. The entire petition revolves around the fact that no notice, or any opportunity of hearing was given to the petitioner, by the authorities concerned, before passing the order of recovery of such a huge penal rent.
4. This Court, vide order dated 09.12.2025, had given the opportunity to learned State counsel, to have apt instructions from the quarter concerned, and to apprise this Court, that as to whether, prior to issuance of impugned notice, the petitioner has been given any notice or opportunity of hearing. Learned State counsel after having instructions fairly concedes that no such exercise, in this regard, has been done.
5. In view of the above, only on this score, this Court finds it apt to **set aside** the impugned recovery notice. However, liberty is afforded to the authorities concerned, to pass a fresh speaking order, after affording due opportunity of hearing to the petitioner.
6. Consequently, the instant writ petition is **disposed of**.

(KULDEEP TIWARI)
JUDGE

January 23, 2026
Manpreet

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