

From

The Chief Administrator,
Haryana Urban Development Authority,
Sector 6, Panchkula.

To

1. All Administrators, HUDA.
2. All the Estate Officers, HUDA.

Memo No. UB-A-4-2012/3383-3406

Dated: 24.1.12

Sub:- Allotment of residential plots to the oustees.

The policy guidelines issued vide HUDA HQ's memo No. A-1(P)-2002/16931-952 dated 10.07.2002, provides as under:

- i) In case of left out plots, the oustees claims are invited first by the concerned Estate Officers and after reserving the equal number of plots for the oustees, the remaining plots are advertised for general category etc.
- ii) In case less number of applications are received against the reserved category as compared to the number of available plots, then remaining plots in respective category may once again be advertised for the same categories and if still some plots are left then the same should be converted into general category.

A combined reading of the decision of the Hon'ble Punjab and Haryana High court in LPA No. 251 of 2007 decided on 18.08.2008 titled as HUDA & Anr. V/s Baljeet Singh, in CWP No. 6129 of 2007 titled as Ramo Bai & Ors Vs. State and in CWP No. 1038 of 1999 titled as Smt. Bhagwanti Vs. HUDA decided on 09.05.2001 has revealed that the oustees must stake their claims within a reasonable time and they have no vested right for the allotment of oustees quota plot as they are adequately compensated for their land. The non submission of application by the oustees within a reasonable time amounts to giving up of their right and Authority is not expected to wait for an oustee for unreasonable time before proceeding to make allotment to general category.

Keeping in view the legal position as stated above, the instructions regarding allotment of residential plots to the oustees mentioned at serial number (1) above, issued by the HQ's memo No. A-1(P)-2002/16931-16952 dated 10.07.2002 are hereby withdrawn.

These instructions may be brought into the notice of all concerned for strict compliance.

(Surjeet Singh)
Administrator, HQ,
For Chief Administrator, HUDA