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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-1189-2015 (O&M)
Date of decision: 19.11.2019

BIPAN KUMAR

.. PETITIONER

VERSUS

SHRI MANWINDER SINGH

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr.K.S.Dadwal, Advocate
for the petitioner.

Mr. Kuldip Tiwari, Advocate
for the respondent.

AVNEESH JHINGAN, J. (Oral)

The petitioner filed a writ petition raising the grievance of discrimination in charging the lease money by the respondent. Learned counsel for the respondent made a statement that the lease deed in favour of the petitioner had been executed. Learned counsel for the petitioner made a prayer that the excess amount paid by the petitioner be refunded. The writ petition was disposed of 12.03.2015 directing the respondents to finalize the excess amount paid by the petitioner and to refund the same. It was further observed that while making the calculation, order dated 07.05.2003 (Annexure P-5 with the writ petition) shall also be considered.

Learned counsel for the parties are, *ad idem*, that a sum of Rs. 65,526/- had already been refunded.

The grievance raised by the learned counsel for the petitioner is that while making the calculation, the order dated 07.05.2003 was not considered.

Learned counsel for the respondent submits that the issue with regard to the amount paid for lease money by the petitioner is pending before the Estate Officer, Bhakra Beas Management Board, Nangal.

In order to put an end to the controversy, let the Estate Officer, Bhakra Beas Management Board, Nangal decide the issue with regard to the lease money including the excess amount paid by the petitioner, after considering the order dated 07.05.2003. Let decision be taken within three months from today after providing an opportunity of hearing to the petitioner.

In view of the above, the contempt petition is disposed of.

If the petitioner is aggrieved of the order passed by the respondent, he shall be at liberty to avail remedies in accordance with law.

Rule issued against the respondents is discharged.

19th November, 2019
shabha

(AVNEESH JHINGAN)
JUDGE

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