

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W. P. (C) No. 5109 of 2015

...

Rajkeshwar Sharma ... Petitioners

-V e r s u s-

1. State of Jharkhand
2. Principal Secretary, Housing Department,
Government of Jharkhand, Ranchi.
3. Deputy Secretary, Housing Department,
Government of Jharkhand, Ranchi.
4. Jharkhand State Housing Board
through its Managing Director, Ranchi.
5. Managing Director, Jharkhand State Housing Board, Ranchi.
6. Estate Officer, JSHB, Ranchi.
7. Executive Engineer, JSHB, Ranchi
8. Nitin Kulkarni, Erstwhile Secretary, Housing Department,
Government of Jharkhand, Ranchi ... Respondents

CORAM: - HON'BLE MR. JUSTICE APARESH KUMAR SINGH

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For the Petitioners : - Mr. Lalan Kr. Singh, Adv.
For the Respondents : - JC to GP-I
For the Resp.-JSHB :- Mr. Sachin Kumar, Adv.
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02/28.03.2017 Heard learned counsel for the parties.

The decision of the respondent-Housing Department dated 21.03.2015 and that of the Housing Board dated 07.04.2015 impugned in the present writ application were the subject matter of challenge in a Batch of writ petitions led by W. P. (C) No. 1346 of 2015 in case of Vijay Shankar Jha and Ors. Vs. State of Jharkhand and Ors. along with other analogous cases. Vide judgment dated 10.12.2015 passed by a Co-ordinate Bench of this Court, the impugned decision dated 21.03.2015 was quashed as being in violation of principles of natural justice. Consequently the decision of the respondent-Housing Board in its 40th Meeting held on 07.04.2015 cancelling the allotment in favour of the petitioners was also quashed. The writ petitions were allowed. Copy of the judgment has been produced by the learned counsel for the petitioner.

Learned counsel for the petitioner submits that the same decision of the respondent-State and Housing Board are under challenge in the present writ petition. Learned counsel for the petitioner further submits that no show cause thereafter has been issued upon the petitioner. However, he submits that after quashing of the decision, the grievances of the petitioner do not survive.

Learned counsel for the respondents do not dispute that the impugned decision of the State and the Housing Board have

already been quashed in a batch of cases led by W. P. (C) No. 1346 of 2015.

In that view of the matter, the cause of action of the petitioner raised in the instant petition does not survive. The writ petition is accordingly disposed of.

I. A. No. 6824 of 2016 also stands disposed of.

(Aparesh Kumar Singh, J.)

Kamlesh/