

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No. 17021 of 2014 (O&M)
Date of Decision: 03.11.2015

Manish

..Petitioner

Versus

Haryana Urban Development Authority and others

..Respondents

**CORAM: HON'BLE MR. JUSTICE S.J.VAZIFDAR, ACTING CHIEF JUSTICE.
HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.**

Present : Mr. S.P.Chahar, Advocate, for the petitioner.
Mr. Deepak Balyan, Advocate, for the respondents.

S.J.VAZIFDAR A.C.J. (Oral)

The petitioner's grievance is that the respondents have not issued the completion certificate in respect of the structure constructed by him.

2. An affidavit/reply has been filed stating that the only reason the completion certificate has not been issued is that the slab measuring 3 feet x 2 feet has been cut out for ventilation although the same should have been 5 feet 3 inch x 3 feet as per the approved building plan. The petitioner on the other hand contends that the slab has been cut out by him as per the approved building plan. He submitted that the plan in his possession was sanctioned by the Estate Officer, Haryana Urban Development Authority himself. The cut out in the sanctioned plan was 1.5 feet x 3 feet. The respondent states that the moment this alleged defect is rectified, the completion certificate would be granted.

3. In these circumstances, the respondents are directed to decide this issue within 8 weeks from today after affording the petitioner an opportunity of being heard and producing the documents. In the event of the

respondents in coming to the conclusion that the slab is not as per the sanction planed, the respondents should indicate as to how according to them defect ought to be rectified. In the event of the petitioner rectifying the defect as required by the respondents and complying with all other conditions, the completion certificate shall be issued. The petitioner shall be at liberty to challenge the orders, if he so desires.

(S.J.VAZIFDAR)
ACTING CHIEF JUSTICE

03.11.2015
'ravinder'

(TEJINDER SINGH DHINDSA)
JUDGE