

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No.20450 of 2014
Date of decision:27.08.2015

Sunil Narang & another

... Petitioners

v.

State of Haryana & others

... Respondents

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

Present: Dr. Surya Parkash, Advocate for the petitioners.
Mr. Rahul Dev Singh, Deputy Advocate General, Haryana.
Mr. Raman Gaur, Advocate for respondents No.2 & 3.
Mr. Sridharan Rajan Ramkumar, Advocate
for respondents No.4 & 5.

....

S.J. VAZIFDAR, ACTING CHIEF JUSTICE.

Petitioner seeks a writ of mandamus directing respondent Nos.1 to 3 to transfer the property from petitioner No.1 to petitioner No.2. Petitioner No.1 is the original allottee. He, however, does not consent to this order. Petitioner No.1 was impleaded by petitioner No.2 acting pursuant to a General Power of Attorney. As the two petitioners are not entirely in agreement with each other at this stage at least, petitioner No.1 is transposed as respondent No.6.

2. A formal decision on the application for transfer has not been taken as yet. Various contentions have been raised on behalf of the respondents. However, the respondents fairly state that in the event of all the formalities being completed and the petitioners complying with all other requirements, they would grant permission for the transfer. It is not necessary to set out the various formalities to be complied with and requirements to be fulfilled. All the issues including as to the stand of petitioner No.1 who now stands transposed as respondent No.6, as to

whether any amount is due and payable by respondent No.6 and as to whether a transfer can take place merely on the basis of a general power of attorney will be decided by respondent No.2/Chief Administrator, HUDA.

3. Learned counsel appearing for petitioner No.2, who is now the sole respondent, upon instructions from his client states that he is not pressing the allegations against respondents No.4 & 5 and withdraws the same.

The Writ Petition is accordingly disposed of.

(S.J. VAZIFDAR)
ACTING CHIEF JUSTICE

(TEJINDER SINGH DHINDSA)
JUDGE

27.08.2015
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