

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No. 2544 of 2014 (O&M)
Date of Decision: 21.10.2015

M/s DD Industries Ltd.

..Petitioner

versus

HSI IDC Ltd. and others

..Respondents

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

Present : Mr. Tushar Sharma, Advocate, for the petitioner.
Mr. Dhiraj Chawla, Advocate, for the respondents.

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

The respondents have raised a preliminary objection to the effect that the petitioner in the first instance ought to avail an alternative remedy of appeal as provided in Chapter-6 of the Estate Management Procedure, 2011 relating *inter-alia* to resumption of plots.

2. The petitioner relies upon certain additional facts which arose *inter-alia* during the pendency of this writ petition. For instance, the petitioner contends that the unit has been put to commercial production and that resumption, therefore, ought not to be resorted to.

3. The petition is disposed of by relegating the petitioner to the alternative remedy of filing an appeal as contended by the respondents. The Appellate Authority shall consider the additional facts which the petitioner may rely upon and pass an order accordingly.

Interim orders passed in this writ petition shall continue till a copy of the order passed by the Appellate Authority is served upon the petitioner and in the event of the same being adverse to the petitioner for a period of eight weeks thereafter to enable the petitioner to challenge the same.

(S.J.VAZIFDAR)
ACTING CHIEF JUSTICE

21.10.2015
'ravinder'

(TEJINDER SINGH DHINDSA)
JUDGE