

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No.25082 of 2015 (O&M)

Date of decision:02.12.2015

The Ferrous City Association

.. Petitioner

vs.

State of Haryana & others

... Respondents

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

Present: Mr. Raman Sharma, Advocate for the petitioner.

....

S.J. VAZIFDAR, ACTING CHIEF JUSTICE.

Grievance of the petitioners is that they have paid 90% of the consideration for the apartments sold by the private respondents to them. The work has not progressed as required by the terms and conditions of the license issued by the official respondents and as per the agreements entered into between the petitioner's members and the private respondents. The petitioners, therefore, seek orders directing the official respondents to take action against the private respondents/Colonizers in accordance with law.

2. The Senior Town Planner has in a communication dated 14.05.2013 submitted that a show cause notice is to be issued to the Colonizers and that in the event of the Colonizers' reply being not satisfactory, the process should be initiated for cancellation and thus further action ought to be taken. Pursuant thereto, the petitioner had made a representation to the Director General, Town and Country Planning and to the Secretary, Ministry of Housing and Urban Development, Haryana dated 25.03.2015 (Annexure P-10).

3. If the allegations mentioned by the petitioner's members are correct, the matter indeed requires serious and urgent consideration by the official respondents.

3. The writ petition is disposed of by directing the official respondents to respond to the petitioners' representation. In the event of the official respondents deciding not to take any action against the developers/Colonizers, the official respondents shall furnish reasons for the same. The official respondents shall comply with this order by 31.01.2016 after affording the parties concerned an opportunity of being heard.

(S.J. VAZIFDAR)
ACTING CHIEF JUSTICE

(TEJINDER SINGH DHINDSA)
JUDGE

02.12.2015
harjeet