

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**COCN No. 381 of 2015 (O&M)
Date of Decision: 17.02.2017**

Gulmohar Complex Residents Welfare Society,
Greater Mohali

..... Petitioner

Versus

Priyank Bharti, IAS, Director, Local Govt. Punjab
and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Dr. Naresh Kaushik, Advocate
for the petitioner.

Mr. Nilesh Bhardwaj, Deputy Advocate General, Punjab
for respondent Nos. 1 & 2.

Mr. A.P.S. Mann, Advocate
for respondent No. 3.

Mr. Munish Jolly, Advocate
for respondent No. 4.

Mr. Harsh Bunker, Advocate
for respondent Nos. 5 to 7.

JASWANT SINGH, J. (ORAL)

The Welfare Society (petitioner) comprising of the purchasers of plot in a colony developed by private respondents No. 4 to 7 have filed the present contempt, alleging that the order dated 12.02.2014 (**Annexure P-1**), passed by a Division Bench of this Court in the earlier CWP No. 5321 of 2012 i.e. filed by the Society with the grievance that the Developer-Builders were not carrying out the necessary development works as per the

terms and conditions of the license, as also the provisions of Punjab Apartment and Property Regulation Act, 1995, has been violated, inasmuch as the official respondents have failed to ensure the necessary development works in the plotted colony.

Upon notice, the respondents have filed their separate replies.

It is the stand of the promoters/respondent Nos. 5 to 7 that as of now, the entire development works as per the required standards have since been complied, and they are in the process of applying for grant of completion certificate under the Punjab Apartment and Property Regulation Act, 1995, before the competent authority.

In reply of official respondents, it is stated that the execution of the development works was duly monitored and got completed except few repair/outstanding works.

On the previous date of hearing, the issue, as far as of the petitioner is concerned, remained only qua the area of the park being occupied by the security personnel of the police officials.

At the time of hearing, learned State Counsel submits that even the security personnel from the said park have been removed.

In view of the above, no further action in the contempt is warranted, accordingly, present petition stands dismissed as infructuous.

February 17, 2017

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**(JASWANT SINGH)
JUDGE**

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No