

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.1303 of 2017.

Date of Decision: February 21, 2017

The Alaknanda Cooperative Group Housing Society Ltd.Petitioner

versus

The Haryana Urban Development Authority and anotherRespondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

Present: Mr.D.V.Sharma, Senior Advocate with
Ms.Shivani Sharma, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner-Society was allotted Group Housing Site No.45 in Sector-56, Gurgaon, on 24.11.1999. The Society has been served with a Memo dated 24.02.2016 asking it to deposit additional price of Rs.1,958.27 per square yard. The aggrieved Society challenges the above-stated demand notice.

We have heard learned counsel for the petitioner.

One of the grievance in this writ petition is that the petitioner has been asking HUDA Authorities to supply the details as to how the additional demand has been raised on the basis of enhancement of compensation of the acquired land. It is further apparent that no sooner the notice for additional demand was received, the petitioner submitted its reply dated 15.03.2016 (P-9) and then vide letter dated 26.04.2016, it asked for a certified copy of the calculation sheet of enhancement. However, no such information appears to have been supplied to the petitioner.

Since the petitioner is entitled to know as to how the

disposed of at this stage with a direction to the Chief Administrator, HUDA, Panchkula and the Administrator, HUDA, Gurgaon, to supply complete statement of accounts and calculation sheet to the petitioner-Society explaining as to how the additional amount has been determined. After receipt of calculation sheet/details, the petitioner-Society may submit a fresh representation-cum-objections which shall be considered by the Prescribed Authority in accordance with law. In case the Authority does not accept the petitioner's objections, a reasoned order shall be passed. The calculation sheet/details shall be supplied to the petitioner within a period of two weeks from the date of receiving a certified copy of this order and representation-cum-objections shall be filed within two weeks thereafter. The speaking order shall be passed within a period of two months from the date of receiving the representation-cum-objections.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

February 21, 2017
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[SUDIP AHLUWALIA]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No