

**THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP No.23190 of 2015

Date of Decision:27.02.2017

M/s Jindal Coatings Pvt. Ltd.

.....Petitioner

Vs.

Director, Town & Country Planning, HaryanaRespondent

**CORAM:- HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE SUDIP AHLUWALIA**

Present:- Mr. Shailendra Jain, Sr. Advocate with
Mr. Sahib Nayyar, Advocate for the petitioner.

Mr. R.D. Sharma, DAG, Haryana.

SURYA KANT, J.(Oral)

The petitioner-Company seeks issuance of a writ of mandamus to declare that the construction raised by it between the period 6.5.2010 to 11.7.2014 be not termed as “unauthorized construction”.

At the outset, its learned counsel states that the petitioner is willing to apply for regularisation of the 'unauthorised construction' on payment of the prescribed charges, to the extent such construction is 'compoundable'. As regard to any part of the construction which is 'non-compoundable', the petitioner undertakes to demolish the same. It is further stated at the bar that the petitioner will apply for regularisation of the construction within two weeks from the date of getting copy of this order. The writ petition is accordingly sought to be withdrawn to enable the petitioner to undertake the above stated exercise.

In view of what has been stated above, the writ petition is dismissed as withdrawn, however, with a direction that in case the petitioner submits the application along with requisite charges, let the same be considered and decided in accordance with law/ Rules/ Regulations within a period of three months from the date of submission of the application. Till the competent authority decides as to which part of the construction can be regularised or compounded or the part which is required to be demolished, let status quo be maintained.

(SURYA KANT)
JUDGE

(SUDIP AHLUWALIA)
JUDGE

27.02.2017

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