

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP No.23038 of 2017

Date of Decision: 9th October, 2017

Omega City Resident Welfare Society (Regd.) through its president

. . . . Petitioner

Vs.

State of Punjab and others

. . . . Respondents

CORAM: - HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr.Naresh Chander, Advocate, for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

This petition is filed for seeking a direction to respondents No.1 to 3 for providing the facility of sewerage connection, road, street light and drinking water to the petitioner. The petitioner is the Resident Welfare Society. Respondent No.4, arrayed as proforma respondent, is the colonizer, who has developed the colony. It is alleged by the petitioner that they had paid ₹1,53,90,153/- as External Development Charges [for short 'the EDC']. Their grievance is that the external development has not been done by the official respondents though in the RTI they had said that the external development has already been done.

Be that as it may, the question, at present, is that as to whether the petitioner would be eligible to maintain this petition if they themselves have not deposited the money with respondents No.2 & 3 for the purpose of external development of the colony.

To my mind, the sole responsibility lies on the shoulder of respondent No.4-colonizer, who had allegedly deposited the EDC which might have been recovered, as alleged from the petitioner, thus, the present petition is hereby dismissed on the ground of *locus standi*.

**(RAKESH KUMAR JAIN)
JUDGE**

9th OCTOBER, 2017

Vivek

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No