

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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Civil Writ Petition No.2519 of 2017
Date of decision: February 13, 2017

DLF Qutab Enclave Residents Welfare Association (Regd.)
....Petitioner

versus

State of Haryana and others
....Respondents

**CORAM: HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE RAMENDRA JAIN**

Present: Mr. Rajeev Kawatra, Advocate for the petitioner.

AJAY KUMAR MITTAL, J. (Oral)

The challenge in this petition filed under Article 226 of the Constitution of India is to the notice (**Annexure P-13**) (colly.) issued by respondent No.2 and restraining it from charging any tax in builders area till such area is legally taken over by respondent No.2 as per Section 161 (E & F) of the Haryana Municipal Corporation Act, 1994 and Section 61 of the Haryana Municipal Corporation Act, 1973.

2. The petitioner has approached this Court directly without even filing the reply to the said notice (Annexure P-13). Accordingly, we dispose of the writ petition by granting liberty to the petitioner to file a detailed and comprehensive reply to the said notice. In case, such a reply is filed by the petitioner, the respondent shall decide the same expeditiously after affording an opportunity of hearing to it by passing a speaking order in accordance with law.

**(AJAY KUMAR MITTAL)
JUDGE**

**(RAMENDRA JAIN)
JUDGE**

February 13, 2017
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Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No