

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.2522 of 2017.

Date of Decision: February 13, 2017

M/s Maximal Infrastructure Pvt. Ltd.

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

Present: Mr.Ashok Aggarwal, Senior Advocate and
Mr.Anand Chhibbar, Senior Advocate with
Mr.Vivek Sharma and Mr.Mukal Aggarwal, Advocates,
for the petitioner.

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Surya Kant, J. (Oral)

The impugned order dated 10.01.2017 (P-1) has been passed by the Director General, Department of Town & Country Planning, Haryana, in exercise of its statutory powers under the Haryana Development and Regulation of Urban Areas Act, 1975. Section 19 of the Act provides that “any person aggrieved by any order of the Director General under the Act, may, within a period of 30 days from the date of communication of the order to him/her, prefer an appeal to the Government.....”.

Since the petitioner has got an alternative statutory remedy under the Act, we decline to entertain this writ petition at this stage and relegate the petitioner to the above-stated remedy. We have no reason to doubt that owing to the nature of urgency involved, the Appellate Authority shall decide the appeal expeditiously.

In case the petitioner files the appeal within 10 days, the

Appellate Authority is directed to entertain the same on merits and decide

the same preferably within a period of one month from the date of its filing.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

February 13, 2017
mohinder

[SUDIP AHLUWALIA]
JUDGE

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

CM No.1902 of 2017 in
CWP No.2522 of 2017

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M/s Maximum Infrastructure Pvt. Ltd. vs. State of Haryana and others

Present : Mr.Ashok Aggarwal, Senior Advocate and
Mr.Anand Chhibbar, Senior Advocate with
Mr.Vivek Sharma, Advocate and
Mr.Mukal Aggarwal, Advocate,
for the applicant-petitioner.

* * *

For the reasons mentioned in the application, the same is
allowed subject to all just exceptions and the document (P-34) is taken on
record.

CM stands disposed of.

(SURYA KANT)
JUDGE

February 13, 2017
mohinder

(SUDIP AHLUWALIA)
JUDGE