

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.8443 of 2017.

Date of Decision: April 25, 2017

Smt.Baljit Kaur and others

.....Petitioners

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

Present: Mr.Vivek Baghla, Advocate, for the petitioners.

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Surya Kant, J. (Oral)

The petitioners are residents of Shivalik Avenue, Sector-125, Greater Mohali developed by private builder, namely, respondent No.8. It is averred that part of licence which was granted to respondent No.8 was sold to another builder, namely, respondent No.9 who is also responsible for not providing basic amenities to the residents of the area. It is further averred that both the builders have set-up Shivalik Avenue-I, Shivalik Avenue-II, Shivalik Avenue-III and Shivalik Avenue-IV in Sector-125, Kharar, Greater Mohali under the licence granted as per Section 5 of the Punjab Apartment and Property Regulation Act, 1995. The grievance of the petitioners is that neither the 'development works' are complete nor the builders have provided basic amenities. Various violations of the conditions of licence are alleged. The petitioners have further alleged that the official respondents are obligated to invoke their statutory powers and take action against the private respondents but they are sitting tight over the matter and complaints made by the petitioners are being put under the carpet. The petitioners have served the respondents with a legal notice dated 05.09.2016 (P-10) also.

In the light of the allegations comprising factual issues which can be effectively dealt with by the authorities, we dispose of this writ petition without expressing any views on merits with a direction to respondent Nos.2 to 7 to consider the issues raised by the petitioners in their above-mentioned legal notice and/or the writ petition and take an appropriate action in accordance with law/statutory powers, within a period of two months from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

April 25, 2017
mohinder

[SUDIP AHLUWALIA]
JUDGE

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