

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.17554 of 2018.

Date of Decision: July 19, 2018

St.Patricks Reality Private Limited

.....Petitioner

versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

Present: Mr.Sunil Chadha, Senior Advocate with
Mr.Sharad Mehra, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner is a builder-cum-developer who issued an advertisement in 'Delhi Times' newspaper on 15.04.2017 for the sale of its project-items. The advertisement was issued though the project was yet not registered with the Haryana Real Estate Regulatory Authority. The said Authority issued first show cause notice to the petitioner on 03.07.2017 (P-8) to which the petitioner filed its response on 05.10.2017 (P-10). Thereafter, the Regulatory Authority issued 2nd show cause notice to the petitioner on 26.06.2018 (P-11) whereby the petitioner has been called for 'personal hearing' to show-cause as to why penalty be not imposed on it.

In our considered view, the final order is yet to be passed and only a show-cause notice has been issued at this stage. Once the petitioner submits its reply and/or explanation in defence and avails personal hearing, we have no reason to doubt that the Real Estate Regulatory Authority shall decide the matter by way of a reasoned order against which Statute provides the remedy of appeal.

The writ petition stands disposed of accordingly with liberty to the petitioner in the manner given above.

[SURYA KANT]
JUDGE

July 19, 2018

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(SUDIP AHLUWALIA)
JUDGE

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