

**HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No.19290 of 2018 (O&M)

Date of Decision: 06.08.2018

Ashok Bhatia

...Petitioner

VS.

Haryana Shehri Vikas Pradhikaran & Anr.

... Respondents

**Coram : Hon'ble Mr.Justice Surya Kant
Hon'ble Mr.Justice Sudip Ahluwalia**

Present: Mr. Sourabh Goel, Advocate for the petitioner

SURYA KANT J. (Oral)

(1) The petitioner was allotted SCF No.29, Sector 4, Gurugram vide allotment letter dated 23.08.1996 (P1) being the highest bidder. The site was sought to be subsequently resumed vide notice dated 07.11.2001 for non-payment of balance allotment price. The petitioner challenged the said notice in the Civil Court and the matter was decided in his favour by the trial Court vide judgment and decree dated 10.10.2008 as well as by the First Appellate Court vide judgment and decree dated 01.10.2014. The judgments have attained finality.

(2) The petitioner thereafter paid all the statutory dues, balance allotment price or the extension fee etc. It is stated that there is nothing recoverable from the petitioner. The site has already been constructed. The petitioner has meanwhile deposited the stamp-papers so that the respondents may execute the Conveyance Deed in his favour and also issue Completion Certificate. As no action is being taken to issue the Completion Certificate or to execute the Conveyance Deed, the petitioner also served legal notice dated 14.05.2018 (P9) upon the respondents before filing the instant writ petition.

(3) It appears from the averments made by the petitioner that all the dues have been cleared and stamp-papers have also been deposited for execution of Conveyance Deed. The respondents are sitting tight over the matter without any rhyme or reason as no order/decision has been conveyed to the petitioner.

(4) The writ petition is thus disposed of with a direction to the Administrator, HUDA, Gurugram and Estate Officer-I, HUDA, Gurugram to consider both the above-mentioned requests of the petitioner and take a final decision within one month from the date of receipt of certified copy of this order.

(Surya Kant)
Judge

06.08.2018
vishal shonkar

(Sudip Ahluwalia)
Judge

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

Yes/No
Yes/No