

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

CWP No.28036 of 2018

Date of Decision : 31.10.2018

M/s Jai Yamuna Ji Developers

....Petitioner

Versus

State of Haryana and others

....Respondents

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE ARUN MONGA**

Present: Mr.Girish Agnihotri, Sr. Advocate with
Mr.Bhuwan Vats, Advocate
for the petitioner.

MAHESH GROVER, J. (Oral)

Notice of motion.

Ms.Kirti Singh, Deputy Advocate General, Haryana, who
is present in Court, accepts notice on behalf of the State.

Learned counsel for the petitioner contends that in the
present petition he would limit his prayer only to the issue of his
statutory appeal being decided without the precondition as imposed in
the impugned order.

Learned counsel for the petitioner contends that he has
already deposited Rs.3 crores and would deposit Rs.2 crores more
today itself. He further undertakes to deposit Rs.3 crores by 25th of
each month.

After hearing the learned counsel for the petitioner, we are
of the opinion that since a statutory appeal has been preferred and the
petitioner has deposited substantial amount and is also willing to
deposit an amount of Rs.2 crores more today itself and also to deposit

Rs.3 crores by 25th of each month, which would safeguard the interest of the State as well, we direct that the appeal Annexure P-12 slated for today be heard without insistence of 10% of the outstanding dues as demanded in the impugned order but subject to the condition that the petitioner deposits Rs.2 crores more today itself.

It is worthwhile to mention that no precondition would be imposed upon the petitioner.

Disposed of.

(MAHESH GROVER)
JUDGE

31.10.2018
dss

(ARUN MONGA)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No