

CWP no.29405 of 2018 (O&M) 1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP no.29405 of 2018 (O&M)

Date of Decision : 21.11.2018

Raj Rani Arora

....Petitioner(s)

Versus

State of Haryana and others

...Respondent(s)

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE LALIT BATRA

Present : Mr.Mohinder Pal, Advocate for the petitioner(s)

MAHESH GROVER, J.(ORAL)

This is a petition where the petitioner prays that Annexure P-13 be quashed and respondent No.3 and 4 be directed to refund the money invested by the petitioner alongwith interest at the rate of 24% per annum and as also compensation.

A perusal of Annexure P-13 shows that the flat booked by the petitioner has been offered to her as it is complete and ready for the purpose of "*fit out period*". The letter of offer further goes on to say that the final offer of physical possession with final demand will be sent after obtaining the completion certificate which has already been applied for and is awaited. The physical possession of the flat has been promised after completing all formalities such as execution of Conveyance Deed etc.

The petitioner evidently is not satisfied with the offer and wishes to withdraw her money which is lying with respondents No. 3 and 4.

We are of the opinion that if the petitioner is desirous of

abdicating her claim to the flat in question she may approach the said respondents with a specific prayer in this regard, whereupon the said respondents may consider the same to refund the amount, if otherwise permissible as per the terms governing the allotment.

Disposed of in above terms.

(Mahesh Grover)
Judge

21.11.2018
rekha

(Lalit Batra)
Judge

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