

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP-4078-2018

Date of Decision: 20.2.2018

M/s Rishi Raj Realtors Private Limited, New Delhi

....Petitioner.

Versus

The Financial Commissioner and Principal Secretary to Government of Haryana, Industries Department, Panchkula and another

...Respondents.

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

PRESENT: Mr. Anish Setia, Advocate for the petitioner.

AJAY KUMAR MITTAL, J.

1. In this petition filed under Articles 226/227 of the Constitution of India, the petitioner has prayed for issuance of a writ in the nature of mandamus direction respondent No.2 to decide the representation dated 27.11.2017 (Annexure P-2) in a time bound manner.

2. Earlier, the petitioner filed CWP-23005-2010 and this Court vide order dated 7.11.2017 (Annexure P-1) disposed of the said writ petition with a direction that the petitioner may represent to the respondents to reconsider the question of deduction 10% of the price of the plot and interest on the refund amount returned by the petitioner with a further direction to the respondents to consider the request and take a decision thereon in view of the fact that they have had the use of the amount at least from 16.11.2010. In response thereto, the petitioner moved a representation

dated 27.11.2017 (Annexure P-2) to respondent No.2, but no response has been received till date. Hence, the present writ petition.

3. Learned counsel for the petitioner submitted that for the relief claimed in the writ petition, the petitioner has sent the representation dated 27.11.2017 (Annexure P-2) to respondent No.2, but no action has so far been taken thereon.

4. After hearing learned counsel for the petitioner, perusing the present petition and without expressing any opinion on the merits of the case, we dispose of the present petition by directing respondent No.2 to take a decision on the representation dated 27.11.2017 (Annexure P-2), in accordance with law by passing a speaking order and after affording an opportunity of hearing to the petitioner within a period of two months from the date of receipt of the certified copy of the order.

(AJAY KUMAR MITTAL)
JUDGE

February 20, 2018
gbs

(ANUPINDER SINGH GREWAL)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No