

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

**CWP-23023-2019 (O&M)
Date of Decision:05.11.2019**

Rakesh Arora

... Petitioner

Versus

State of Punjab & others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Sanjiv Gupta, Advocate for the petitioner.

....

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner seeks a mandamus for directing the respondent/
appropriate authority to ensure registration of a conveyance deed/sale deed
pertaining to Flat No.PH-01, Tower No.A-3, Nirmal Chhaya Nagar Towers,
VIP Road Zirakpur, District SAS Nagar, Mohali.

Counsel submits that the conveyance deed is not being executed
pursuant to a communication dated 07.09.2016 issued by the Recovery
Officer, Recovery Cell, Northern Regional office of Securities Exchange
Board of India New Delhi pertaining to projects being developed by the
Pearls Group.

It is submitted that the petitioner had approached Sh. R.S. Virk
District Judge, retired, who had been duly appointed to hear objections/
representations in the matter of Pearl Group/PACL Limited by the Supreme
Court vide order dated 15.11.2017 in Civil Appeal No.13301 of 2015 titled
as Subrata Bhattacharya Vs. SEBI. By virtue of order dated 14.02.2018 at
Annexure P-3. Sh. R.S. Virk, District Judge, retired, heading the Committee
duly constituted has clarified that the communication dated 07.09.2016 of

the Recovery Officer, SEBI, New Delhi would not be applicable to Nirmal Chhaya Tower, Zirakpur, District SAS Nagar Mohali.

It is the contention raised by counsel that under such circumstances, there ought to be no impediment to get the sale deed/ conveyance deed executed pertaining to the flat in question and in which the petitioner is residing.

Notice of motion.

On the asking of the Court, Mr. Abhay Pal Singh Gill, learned AAG, Punjab accepts notice and waives service. A complete copy of the writ paper book stands furnished to learned State counsel.

Mr. Gill, learned AAG, Punjab makes a statement that the grievance of the petitioner has been set up in a legal notice dated 15.07.2019 (Annexure P-6) and the same would be considered and a formal order thereupon would be passed by the Collector-cum-Deputy Commissioner/ respondent No.2 within a period of two months from today.

Statement is accepted.

In view of the above, no further directions are required to be passed.

Writ petition is disposed of.

It is clarified that this Court has not examined the case on merits.

05.11.2019

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |