

COCN No. 973 of 2017

DECIDED ON: OCTOBER 14, 2019

MAHABIR PRASHAD

.....PETITIONER

VERSUS

ARUN KUMAR GUPTA & ANR

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Raman Gaur, Advocate
for the petitioner.Mr. Arvind Seth, Advocate
for the respondents.

AVNEESH JHINGAN, J (ORAL)

The petitioner filed a civil writ petition challenging the orders dated 12.08.2011 and 13.02.2013 passed by the Chief Administrator, HUDA, rejecting the petitioner's application for condonation of delay in depositing the 15% of the amount in respect of a plot allotted to him. The application of the petitioner was rejected on the ground that the Estate Officer had cancelled the allotment vide letter dated 29.11.2001. The impugned orders were quashed by vide order dated 31.03.2016 and directions were issued to the Chairman, HUDA to decide the petitioner's application for condonation of delay in paying the initial amount of 15%. Further direction was issued that the Chairman, HUDA shall take into consideration the application, if filed by 15.04.2016. The petitioner was given right to challenge the dismissal of his appeal by the order dated 14.06.2002, in revision.

The present contempt petition has been filed pleading wilful disobedience of the directions of this Court.

Learned counsel for the respondent relies upon the order dated 05.07.2019 annexed with the reply dated 20.07.2019. He submits that the matter was considered by the respondent and petitioner was offered a plot at the current price but the same was not accepted.

Learned counsel for the petitioner disputes the fact that the offer made by the respondent was not accepted. Rather, he submits that a detailed representation dated 21.05.2019 was moved, which has not been considered by the respondent while passing the order dated 05.07.2019.

Learned counsel for the respondents submits that a reasoned order would be passed after taking into consideration the representation dated 21.05.2019, within a period of eight weeks.

The present contempt petition is disposed of with a direction to respondent to pass an order in consonance with the direction of this Court dated 31.03.2016 passed in CWP No. 22652 of 2013.

OCTOBER 14, 2019
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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>