

**(114) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-16181-2021

Date of Decision:23.08.2021

Mukesh Kumar

... Petitioner

Vs.

Housing Board Haryana through its Chief Administrator and another

... Respondents

**CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA
HON'BLE MR. JUSTICE VIKAS BAHL**

Present : Mr. Gopal Soni, Advocate
for the petitioner.

TEJINDER SINGH DHINDSA, J. (Oral)

The case has been taken up through Video Conferencing.

As per the pleadings on record, petitioner had earlier approached this Court in terms of filing CWP-8036 of 2021 raising a grievance that refund of the allotment and registration amount paid by him towards allotment of a flat has not been made by the respondent-Housing Board, Haryana. The writ petition was disposed of on 8.4.2021 directing the concerned authority to take a final decision on the representation that had already been submitted by the petitioner.

In compliance of the order passed by this Court, the Chief Administrator, Housing Board Haryana, has passed an order dated 08.07.2021 stating that an amount of Rs.41,400/- is refundable to the applicant-petitioner herein after forfeiture of 10% of the earnest money. It has further been stated that name of the petitioner appears at serial No.867 in order of seniority for the purpose of refund. However, no time frame has been stipulated as to when the refund will actually be made over.

Instant writ petition has been filed assailing the order dated

8.7.2021 (Annexure P-12).

Counsel at the very outset confines the scope of the instant petition only as regards refund of the amount of Rs.41,400/-. A categorical statement is made by Mr. Gopal Soni Advocate for the petitioner in respect of giving up challenge to the forfeiture of 10% of the earnest money.

Since an advance copy of the paper-book had already been furnished to the office of the State, Mr. Sandeep Moudgil, Addl. A.G. Haryana, has entered appearance on behalf of contesting respondent No.1. Learned State counsel upon instructions from Mr. Jai Pal Singh, Superintendent (HQ) Housing Board, furnishes an undertaking that the amount in question i.e. Rs.41,400/- would be refunded to the petitioner positively within a period of 6 months from today.

Statement is accepted.

No further order or direction is required to be passed in the present petition.

Accordingly, the petition is disposed of.

**((TEJINDER SINGH DHINDSA)
JUDGE**

**(VIKAS BAHL)
JUDGE**

23.08.2021

rajeev

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No