

**130 IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

**CWP-17116-2021 (O&M)**  
Date of decision: 02.09.2021

Smt. Urmila Devi

...Petitioner

Versus

State of Haryana and others

..Respondents

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present:     Mr.Harkesh Manuja, Advocate for the petitioner  
                  Mr. Samarth Sagar, Addl. AG, Haryana  
                  Mr. Prateek Mahajan, Advocate for respondent  
                  no. 2 to 6

**ANIL KSHETARPAL, J (Oral)**

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

Through this writ petition, the petitioner assails the correctness of various orders passed by the Municipal Corporation, Gurugram.

Notice of motion.

At the request of the Court, Mr. Samarth Sagar, Additional. AG, Haryana, accepts notice on behalf of respondent no.1 and Sh. Prateek Mahajan, Advocate, accepts notice on behalf of respondent no.2 to 6.

From the reading of the impugned order passed by the Commissioner, Gurugram Division, Gurugram, it is apparent that the petitioner has been granted liberty to submit a revised plan to the Municipal Corporation, Gurugram, which will be considered by the Municipal Corporation, Gurugram, in accordance with law. The case of

the Corporation is that the petitioner after getting the residential building plan approved, has constructed a commercial building. The construction is also alleged to be in violation of the building code.

Learned counsel representing the petitioner prays that the petitioner will submit a revised building plan within 15 days which may be considered by the Corporation within one month thereafter. He submits that till then the Corporation should be restrained from demolishing the building.

Keeping in view the limited prayer made, the petition is disposed of with liberty to the petitioner to file a revised building plan within 15 days from today, which shall be considered by the Corporation in accordance with the rules, within one month thereafter. Till the compliance of this order, the building in question shall not be demolished.

Disposed of.

All the pending miscellaneous applications, if any, are also disposed of.

02.09.2021

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

**(ANIL KSHETARPAL)**  
**JUDGE**