

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

CWP No. of 9459 of 2023 (O&M)
Date of Decision: 03.05.2023

M/s. Northern India Land and Finance Corporation

..... Petitioner

V/s.

Municipal Corporation, Faridabad

.....Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Ashish Chopra, Senior Advocate with
 Ms. Rupa Pathania, Advocate
 for the petitioner.

Augustine George Masih, J. (Oral)

The petitioner has approached this Court with a grievance that despite the matter having been finalized, the refund of the amount of Rs.78,25,237/- alongwith interest as the petitioner has deposited the same in terms of the order dated 16.07.2018 (Annexure P-8) passed in CWP No. 14761 of 2017 titled as “North India Land Finance Corporation Vs. Municipal Corporation, Faridabad”, has not been refunded till date. The litigation have come to an end, after the dismissal as withdrawn of the writ petition as was preferred by the respondent. Learned counsel contends that the petitioner has been approaching the respondent for refund of the amount alongwith interest @ 18% per annum but till date, no decision thereon has been taken nor the amount has been refunded. Even legal notice dated 23.12.2022 (Annexure P-17) has not been responded to.

Notice of motion.

On the asking of the Court, Mr. Pravindra S. Chauhan, Sr. Addl. A.G., Haryana, accepts notice on behalf of the respondent.

Without going into the merits of the case or commenting thereon, we dispose of the present writ petition with a direction to the Commissioner, Municipal Corporation, Faridabad-respondent herein to consider and decide the legal notice dated 23.12.2022 (Annexure P-17), within a period of three weeks from today. The decision so taken be conveyed to the petitioner forthwith.

The consequential benefit(s) be released to the petitioner within a further period of ten days.

(Augustine George Masih)
JUDGE

3rd May, 2023

Sonia Puri

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(Harpreet Singh Brar)
JUDGE