

115.

2023:PHHC:043239

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

CWP-6035-2023

Date of Decision: 23.03.2023

ANKUR GUPTA

.... Petitioner

Versus

THE ADDITIONAL CHIEF SECRETARY TO GOVERNMENT OF
HARYANA, AND ORS.

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Kulbir Singh Dalal, Advocate,
for the petitioner.

JAISHREE THAKUR.J (Oral)

The present writ petition has been filed with a limited prayer for directing respondent No.1-Additional Chief Secretary to Government Haryana, Cooperation Department, Chandigarh, to decide the revision petition No.114 of 2021, *M/s Shiv Shanker Cooperative Group Housing Society Limited Gurugram Versus the Deputy Registrar and others*, pending before it, in a time bound manner.

In brief, the facts are that the petitioner applied for a flat in respondent No.5-Society in July, 2009. An allotment letter dated 10.07.2009 was received by the petitioner intimating about the total costs of the flat i.e. Rs.70,25,000/-. The schedule of payment was also specified therein. The

petitioner paid Rs.16,50,000/- by cash and Rs.22,43,551/- by transferring the said amount. Thereafter, the Society reduced the price of the flat to Rs.53,75,000/- and also confirmed the deposit of the amounts paid. However, despite having made substantial payment towards the flat, possession was not handed over. However, by resolution passed, the Society expelled the petitioner from its membership. The same was challenged and the Assistant Registrar, Cooperative Societies restored the membership, against which, a revision petition has been filed and there is a stay on the effect and operation of the order as passed.

At this stage, counsel appearing on behalf of the petitioner would pray for the revision petition to be decided expeditiously. It is submitted that after the stay has been obtained, the matter has never been taken up for hearing on one pretext or the other. Counsel would submit that at the present moment, the limited prayer is for early disposal of the revision petition which is now fixed for 07.04.2023.

Notice of motion to the official respondents only.

At this stage, Mr. Anant Kataria, DAG, Haryana, who is present in Court, accepts notice on behalf of respondents No.1 to 4 and seeks time to file reply.

I have heard learned counsel for the petitioner and instead of giving time to the counsel appearing on behalf of official respondents No.1 to 4 to file reply, considering the limited prayer that the revision petition be decided expeditiously, deem it appropriate to dispose of the writ petition with such a direction. The revision petition which is stated to be listed before

respondent No.1-Additional Chief Secretary to Government of Haryana, Cooperation Department, for 07.04.2023, let an endeavour be made to conclude the hearing either on 07.04.2023 itself or within a period of two months thereafter by passing a speaking order in accordance with law.

(JAISHREE THAKUR)
JUDGE

23.03.2023

sanjeev

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No