

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

CWP-13179-2023

Date of decision : 04.07.2023

Kamla Puri

.....Petitioner

versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Manuj Nagrath, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Petitioner has approached this Court praying for issuance of directions to the respondents to issue NOC (No Objection Certificate) in favour of the petitioner for the purpose of demolition of an old constructed cinema hall.

It has been contended by counsel for the petitioner that the petitioner is the owner of the property/cinema hall which is in dilapidated condition and the same deserves to be demolished keeping the view the condition of the cinema. He has submitted that the petitioner duly represented before the competent authorities for granting the NOC for the demolition of the same. He submits that the respondent authority in violation of notification/letter dated 13.04.2006 (Annexure P-6) has imposed an amount of Rs.31,40,016/- in the name of development charges which is totally unsustainable in the eyes of law. Aggrieved by the same, petitioner has also issued the legal notice to the competent authority but no decision has yet been taken on the same.

Notice of motion.

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On asking of the Court, Mr. Rajneesh Chadwal, AAG, Haryana accepts notice on behalf of the respondents No.1 and 2.

After hearing counsel for the parties and perusing the record, it is apparent that the petitioner is owner of the cinema hall and he has already represented to the authorities for seeking NOC. The legal notice dated 23.01.2023 sent by the petitioner be treated as a representation and respondent No.2-Director, Department of Urban Local Bodies, Panchkula, Haryana is directed to decide the same within two weeks from today in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

04.07.2023
m. sharma

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No