

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

(105)

CWP-19383-2023

Decided on : 02.09.2023

Ruchi Gupta

.....Petitioner(s)

Versus

State of Haryana and others

.....Respondent(s)

**CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA
HON'BLE MS.JUSTICE HARPREET KAUR JEEWAN**

Present: Mr. Sachin Mittal, Advocate for the petitioner (s).

G.S. Sandhawal, J. (Oral)

Challenge in the present writ petition filed under Article 226/227 of the Constitution of India is to the demand raised by the respondents towards alleged enhanced cost regarding Plot No.143-144, Sector-37, Pace City, Gurugram, vide letters dated 06.10.2022 and 11.05.2023 (Annexures P-4 & P-5).

2. Counsel for the petitioner while referring to said letters has submitted that initially a sum of ₹21,14,367/- was outstanding on 06.10.2022 on account of the enhancement cost when the request for no objection for mortgaging the plot was sought and the amount was further enhanced to ₹23,27,382/- (upto 31.05.2023) vide communication dated 11.05.2023 (Annexure P-5). It is further submitted that in pursuance of the legal notice dated 20.07.2023 (Annexure P-6) another response dated 09.08.2023 (Annexure P-7) has been received, whereby the amount has now been enhanced to ₹24,14,388/- including the interest element upto 31.08.2023.

3. It is, thus, submitted that the breakup of the amount has not been supplied and the claim is alleged on the enhancement cost as raised by the respondent-HSVP. It is further pointed out that the petitioner was an auction purchaser of the property in question and the sale certificate was issued on 18.03.2016 in her favour, as per the letter dated 02.09.2016 (Annexure P-2) issued by Estate Officer-I, Gurugram.

4. It is, thus, submitted that the amounts are varying and the petitioner has not been informed about the breakup and would be satisfied at this stage if the respondents-HSIIDC supply the breakup which would show the principal amount due regarding the demand for the alleged enhancement cost of plot and the interest element, so that the petitioner can take recourse to law, in case she is not liable to pay the same and in the absence of any details she is handicapped.
5. Notice of motion.
6. Mr. Arun Beniwal, DAG, Haryana accepts notice on behalf of respondent No.1. Mr. Deepak Sabherwal, Advocate accepts notice on behalf of respondent Nos.2 to 4.
7. Keeping in view the limited prayer at this stage, we direct the respondent No.3 to supply the breakup of the amounts due within a period of four weeks from the receipt of certified copy of this order. In case respondent No.3 is not in a position to supply the full details, respondent No.4 being the acquiring authority shall also be bound to supply the necessary information to respondent No.3 for onward transmission.
8. The writ petition stands disposed of, accordingly.

(G.S. SANDHAWALIA)
JUDGE

(HARPREET KAUR JEEWAN)
JUDGE

02.09.2023
Naveen

Whether speaking/reasoned :	Yes	
Whether Reportable :		No