

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

113

Civil Writ Petition No.24412 of 2022
Date of Decision: January 9th, 2023

Arcadia Dream Homes Welfare Society (Regd.) Sector 116, Greater Mohali

...Petitioner

Versus

State of Punjab and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present: Dr. Naresh Kaushik, Advocate
for the petitioner.

Mr. Anmol Puri, Advocate
for respondents No.4 and 5.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Grievance of the petitioner is that the basic amenities as required to be provided under the Punjab Apartment and Property Regulation Act, 1995 read with Punjab Apartment and Property Regulation Rules, 1995 and the licence issued therein dated 27.05.2013 (Annexure P-1) for development of the colony having not been provided till date, legal notice dated 20.05.2022 (Annexure P-6) stands served upon the competent authority-cum-Chief Administrator, Greater Mohali Area Development Authority (GMADA), S.A.S. Nagar, Mohali-respondent No.2, which has not been responded to.

Counsel for the petitioner submits that the petitioner at this stage would be satisfied if a direction is issued to respondent No.2 to consider and decide the legal notice dated 20.05.2022 (Annexure P-6) within some specified time by passing a speaking order.

In the light of the above, without going into the merits of the case and commenting thereon, we dispose of the present writ petition with

direction to the Competent Authority-cum-Chief Administrator, Greater

Mohali Area Development Authority (GMADA), S.A.S. Nagar, Mohali-respondent No.2 to consider and decide the legal notice dated 20.05.2022 (Annexure P-6) within a period of three months from the date of receipt of certified copy of this order.

It goes without saying that in case the grievance, as has been highlighted in the legal notice is found to be correct, the necessary steps in accordance with law be taken forthwith or at least a time-frame be fixed for the said purpose.

The competent authority shall also ensure that proper procedure in accordance with law is carried out.

(AUGUSTINE GEORGE MASIH)
JUDGE

January 9th, 2023
Puneet

(DEEPAK GUPTA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No