

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(125)

CWP-663-2023

Date of decision: - 13.01.2023

Vinod Goyal

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Kanwaljit Singh, Senior Advocate
with Ms. Rishika, Advocate
for the petitioner.

VIKAS BAHL, J. (ORAL)

This writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of writ in the nature of mandamus directing the respondents to refund IDC, Licence Fee, Service Charges, EDC and other charges along with interest @ 18% per annum.

Learned Senior counsel for the petitioner has submitted that the petitioner had paid a total amount of Rs.70,17,418/- for getting the various permissions and ultimately, he has neither been issued a licence for Group Housing Society nor for carrying out commercial activities and has thus, prayed that the amount deposited by him be returned. Learned Senior counsel has submitted that with respect to the grievance raised by the petitioner, he had sent a legal notice dated 22.09.2021 (Annexure P-20) to the respondents including respondent No.3 and submitted at this stage, the petitioner would be satisfied in case respondent No.3 is directed

to decide the legal notice dated 22.09.2021 (Annexure P-20) and take action in accordance with law. Learned Senior counsel has submitted that the petitioner be granted personal hearing so that he is able to assist respondent No.3.

Keeping in view the facts and circumstances, the present writ petition is disposed of with a direction to respondent No.3 to consider the legal notice dated 22.09.2021 (Annexure P-20) in accordance with law and to decide the same as expeditiously as possible, preferably, within a period of six weeks from the date of receipt of certified copy of this order. Respondent No.3 is also directed to give personal hearing to the petitioner in the matter.

This Court has not given any opinion on the merits of the case and respondent No.3 would consider the said legal notice independently on its merits, in accordance with law.

January 13, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No