

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-1969-2024

Date of decision: 31.01.2024

M/s Sedna Impex India Pvt. Ltd.

....Petitioner

Versus

Haryana State Industrial & Infrastructure Development Corporation Ltd.
(HSIIDC) and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI
HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Sumeet Jain, Advocate,
for the petitioner.

ARUN PALLI, J. (Oral)

The petitioner herein has prayed for the following
substantive relief:-

*“Civil Writ Petition under Article 226 of the
Constitution of India praying for issuance of a Writ in the
nature of mandamus of any other appropriate order or
direction directing Respondent No.1 to No.3 to provide
complete, physical and an encumbrance free possession of
the allotted Plot No.2, Sector-24, Phase-III, Industrial
Area, Barhi to the Petitioner or in the alternative allot any
other plot with similar attributes having peaceful vacant
physical possession;*

*For issuance of a Writ in the nature of mandamus
or any other appropriate order or direction for directing
the Respondent No.1 to No.3 to pay damages in the form
of interest @12% p.a. on total sale consideration from the
date of payment till the date of handing over of complete,
physical and an encumbrance free possession of the Plot
in the interest of justice.*

Learned counsel for the petitioner submits that prior to the institution of this petition, the petitioner had repeatedly represented to various authorities qua its concerns and grievances, but to no avail. The attention of the Court is drawn to the representations dated 26.05.2023 (P-15), 11.09.2023 (P-17) and a legal notice dated 04.12.2023 (P-19), the Managing Director of Haryana State Industrial & Infrastructure Development Corporation Ltd. (respondent No.2) was served with.

Served with the advance copy of the petition, Mr. Ankur Mittal, Advocate, along with Ms. Kushaldeep Kaur, Advocate, for the respondent-Corporation, is present in Court. At the outset, he submits that Managing Director of the respondent-Corporation is in seisin of the representations submitted by the petitioner. And he is on instructions to submit that in case, any authorised representative of the petitioner appears before the Managing Director on 02.02.2024 at 11:30 AM, the matter would be examined in the right earnest to assuage the concerns/grievances of the petitioner. He submits that in all likelihood, the dispute between the parties would be amicably resolved. And necessary orders, in this regard, shall also be passed, in accordance with law, at the earliest.

Learned counsel for the petitioner is in agreement with the course suggested by the learned counsel for the respondent-Corporation, and submits that let this petition be disposed of, in terms of the statement made by learned counsel for the respondents. However, he submits that if, for any plausible reason, it is not viable for the officer/representative of the petitioner to appear before the Managing Director on the appointed date, learned counsel for the respondent-Corporation would be duly intimated in this regard with a request to fix another date, mutually convenient to the parties, to facilitate the process.

In response, learned counsel for the respondents submits that if any such request is made by the petitioner, the same shall be acceded to.

The petition is accordingly disposed of, in terms of the statements made by learned counsel for the parties.

This Court is sanguine that the authorities shall look into the matter in the right earnest. And, as undertaken by learned counsel for the

respondents, the appropriate orders shall be passed, as expeditiously as possible.

Needless to assert that this order shall not constitute any expression of opinion on the merits of the case of either party, for, as indicated above, the competent authority shall examine the concerns/grievances of the petitioner, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

31.01.2024
Ak Sharma

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