

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

CWP-6547-2024

Date of decision: 19.03.2024

Pardeep Kumar

....Petitioner

Versus

Haryana Shehari Vikas Pradhikaran and another

....Respondents

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

Present: Mr. Gaurav Bakshi, Advocate,
for the petitioner.

ARUN PALLI, J. (Oral)

Learned counsel for the petitioner submits that petitioner participated in the e-auction conducted by the respondent-Haryana Shehari Vikas Pradhikaran, on 28.07.2023. For, he submitted the highest bid (Rs.1,13,34,400/-), he was adjudged H1, and a letter of intent dated 02.10.2023 (P-2), was accordingly issued in his favour. He submits that in terms of the auction conditions, the petitioner deposited 10% of the consideration (Rs.11,33,440/-) on 28.07.2023, and thereafter, Rs.17,00,160/- on 31.10.2023, to make 25% of the premium/consideration. However, it is submitted that per clause 3, the petitioner was required to deposit balance 75% within 120 days from the issuance of LOI, which, concededly, he failed to deposit. Therefore, a Mandamus is prayed for commanding the respondents to grant extension of 15 days' time to enable the petitioner to remit the balance consideration of Rs.85,00,800/-, as regards residential site/plot No.980, Sector-52, Urban Estate, Gurgaon-II. It is urged that prior to the institution of this petition, the petitioner had even served the respondent authorities with a representation dated 05.03.2024 (P-5), but to no avail. Further, it is submitted that in the given circumstances, the petitioner is also willing to avail the benefits under a 'One Time Settlement Scheme', if any, which is operative.

Served with the advance copy of the petition, Mr. Deepak Sabherwal, Advocate, for the respondents, is present in Court. At the outset, he submits that as the competent authority is already in seisin of the concerns/grievances of the petitioner, it would be expedient if this petition is disposed of, at this stage, to enable the respondent authorities to consider and pass necessary orders on his representation (*ibid*), in accordance with law, as expeditiously as possible. And the viability, if necessary, to examine the claim of the petitioner in terms of the Scheme, shall also be explored. Further, he submits that before any such orders are passed, the petitioner shall be heard.

Learned counsel for the petitioner is in agreement with the course suggested by learned counsel for the respondents and submits that let this petition be disposed of, in terms of the statement made by him.

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 the appropriate orders shall be passed at the earliest.

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

19.03.2024
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No
