

CWP-22038-2024

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2024.PHHC.152019



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

(109)

CWP-22038-2024

Date of decision:- 20.11.2024

Kusum Gupta

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. C.M.Munjhal, Advocate for the petitioner.

Mr. Sharad Aggarwal, DAG, Haryana for respondents No.1 to 4.

Mr. R.D.Gupta, Advocate and
Mr. K.K.Vinayak, Advocate for respondent 5-Society.

SUVIR SEHGAL, J. (ORAL)

1. By way of instant petition, petitioner has approached this Court under Article 226/227 of the Constitution of India *inter-alia* for issuance of a writ in the nature of mandamus directing the respondents to execute conveyance deed in favour of the petitioner as she is a permanent member of the Society-respondent No.5 and has paid the entire amount.

2. Mr. Munjal, counsel for the petitioner submits that after the deposit of the entire amount, petitioner has been handed over possession vide letter dated 26.09.2003, Annexure P-3 and an allotment-cum-possession letter was issued on 28.06.2004, Annexure P-4. He asserts that despite multiple requests, conveyance deed for the plot is not being executed. He submits that the petitioner has submitted a representation dated 18.12.2015, Annexure P-7, to the Assistant Registrar, Cooperative Societies, Gurugram for the execution of the conveyance deed and despite reminders, no action has been taken.



3. Advance copy of the petition has been served upon the respondents.

4. Mr. Gupta, who appears on behalf of the Society-respondent No.5, has referred to order dated 14.11.2018 passed in CWP-24821-2018 titled as A.K.Kaul Versus The State of Haryana & others, which has been clarified vide order dated 01.05.2019 passed in CWP-11322-2019 titled as Vinod Gupta Versus Registrar, Cooperative Societies, Haryana and others. He could not dispute that in similar situation, directions have been issued by this Court directing the official respondents to decide the representation.

5. Given the nature of order proposed to be passed, this Court does not deem it necessary to issue notice to the respondents and to call upon them to file a response.

6. Having heard counsel for the parties, writ petition is disposed of with a direction to the Assistant Registrar, Cooperative Societies, Gurugram-respondent No.5 to decide the representation, Annexure P-7, within a period of six months from the date of receipt of a copy of this order keeping in view of the observations made by this Court in A.K.Kaul's case (supra) and Vinod Gupta's case (supra).

20.11.2024

Kamal

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No