



CWP-30104-2024

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

CWP-30104-2024**Date of decision: 07.11.2024**

Kulwant Kaur Bahra and others

....Petitioners

Versus

State of Punjab and others

....Respondents

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

Present: Mr. Sahil Soi, Advocate,
for the petitioners.

ARUN PALLI, J. (Oral)

The petitioners have prayed for the following substantive relief:-

“Civil Writ Petition under article 226/227 of the Constitution of India in the nature of mandamus directing the official respondents to take action as per the provisions of The Punjab Apartment and Property Regulation Act, 1995 against the private respondents i.e. promoter/developer/partners and further to carry out development works as per the provisions of the aforesaid act so that the same may be become suitable for the purchasers of the plots/petitioners have been cheated of their hard earned money in the name of development whereas even basic amenities have not been provided by the developer to the purchasers of the plots.”

Learned counsel for the petitioners submits that prior to the institution of this petition, the petitioners had even served the respondent authorities with a legal notice dated 23.09.2024 (P-12), as regards their



concerns/grievances. However, a considerable time has elapsed, but the matter has not made any tangible progress. Thus, this petition.

Served with the advance copy of the petition, Mr. Vipin Pal Yadav, learned Additional Advocate General, Punjab, is present in Court. At the outset, he submits, for the competent authority is alleged to be in seisin of the concerns/grievances of the petitioners, it would rather be expedient if the petition is disposed of, at this stage, to enable the respondent authorities to consider and pass necessary orders on the legal notice (*ibid*), in accordance with law, as expeditiously as possible. Further, he submits that before any such orders are passed, the petitioners, as also the other stakeholders, shall be heard, for which, a formal communication shall be issued to them, well in advance.

Learned counsel for the petitioners is in agreement with the course suggested by learned State counsel, 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, as undertaken by the learned State counsel, the appropriate orders, assigning reasons in support thereof, 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 petitioners, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

07.11.2024
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No