



CWP-12476-2026

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

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CWP-12476-2026

Date of Decision:27.04.2026

CHANDA DEVI

...PETITIONER

VERSUS

**STATE OF U.T. ADMINISTRATION, CHANDIGARH AND OTHERS
...RESPONDENTS**

**CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL
HON'BLE MR. JUSTICE VIKAS SURI**

Present: Mr. Abdul Aziz, Advocate
for the petitioner.

Mr. Parveen Chauhan, Senior Panel Counsel, and
Mr. Gagandeep Singh Wasu, Senior Standing Counsel,
for the respondent(s)-CHB.

SUVIR SEHGAL, J. (ORAL)

1. Petitioner has assailed order dated 27.03.2026, Annexure P-5, passed by the Secretary-cum-Competent Authority under the Affordable Rental Housing Complexes Scheme (ARHCs), Chandigarh Housing Board, whereby allotment of a flat in Maloya, Chandigarh, has been cancelled on the ground that petitioner has failed to pay the outstanding license fee.

2. Counsel for the petitioner states that petitioner was given a flat vide letter dated 10.12.2020, Annexure P-1, on license for a period of 25 years under ARHCs. He states that petitioner was to pay a license fee of

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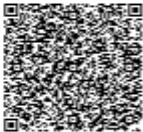
Rs.3,000/- per month, but she could not deposit the amount as she is working as a labourer and had an irregular source of income. Counsel states that as per impugned order, total amount due is Rs.2,08,454/-, which the petitioner is prepared to deposit. He was produced a demand draft bearing No.846267 dated 13.04.2026 for the aforesaid amount drawn in favour of Chandigarh Housing Board.

3. Original demand draft has been handed over to counsel for the respondent(s), who submits that petition is not maintainable as petitioner has an alternate remedy of filing an appeal. He points out that the arrears for the last two months are also due.

4. Having heard counsel for the parties, this Court is of the view that since the non-payment of license fee was the sole ground for cancellation of allotment, impugned order cannot be sustained, as petitioner has handed over the outstanding license fee by way of a demand draft. Even if petitioner has a remedy of filing an appeal, since the very foundation of the impugned order does not survive, impugned order cannot be sustained.

5. Accordingly, impugned order dated 27.03.2026, Annexure P-5, is set aside. Matter is remitted to the competent authority to take a fresh decision in view of deposit of arrears of license fee.

6. Petitioner shall deposit up-to-date arrears with the respondents on or before 31.05.2026. In case, the arrears are cleared within aforesaid period, respondent-authorities shall pass a fresh order in accordance with law. Respondents shall not initiate any proceedings to evict the petitioner from the premises till then.



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7. It is made clear that, in case, petitioner fails to deposit the arrears, respondents shall be at liberty to proceed in accordance with law.
8. Petition is disposed of.

(SUVIR SEHGAL)
JUDGE

27.04.2026
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(VIKAS SURI)
JUDGE

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