

State of Haryana
Vs.
Piyush Heights Residents Tower J & K Welfare Association
and others
Appeal No. 533 of 2022

Present: Mr. Lal Chand, ADA,
for the appellant.

Ms. Aishwarya Dobhal, Advocate, along with
Mr. Ali Humam, Advocate,
for applicant-respondent no.1 along with
Shri N.K. Jain-President
of Respondent no. 1-Welfare Association.

Respondent no. 2 already deleted.

Mr. Kunal Dawar, Advocate, along with
Ms. Tanika Goyal, Advocate, and
Mr. Mayank Aggarwal, Advocate,
for respondent no.3.

An application has been moved on behalf of applicant-respondent no.1 for bringing on record certain additional documents. Registry to assign CM number to the application.

Issue notice of this application to the non-applicants. Copy thereof be furnished to the concerned.

A query has been put to Mr. Lal Chand about the reasons for huge delay and latches in filing the instant appeal. He submits that he needs some time to address on this issue.

On merits, he has contended that the Authority at Panchkula has no jurisdiction whatsoever to give direction to consider the case for grant of Occupation Certificate. Though we do not intend to express any opinion at this stage as admittedly the matter is even otherwise under consideration of the Town and Country Planning Department, Haryana, we feel that DTCP is at liberty to consider the issue of grant of Occupation Certificate uninfluenced by observations made in the impugned order.

List on 30.01.2024.

Learned counsel for the parties shall apprise this Tribunal about the further progress of the case, if any, and address on the question of delay in filing the appeal and jurisdiction of the Authority to

pass the impugned order and give directions to grant Occupation Certificate.

Learned counsel for the appellant seeks more time to address on the contentious issues.

We feel that further complications and multiplicity of litigation needs to be avoided. Thus, it is direct that status quo regarding execution of conveyance deed be maintained till the next date of hearing.

Justice Rajan Gupta
Chairman
Haryana Real Estate Appellate Tribunal

Anil Kumar Gupta
Member (Technical)

19.12.2023
CL