

19.08.2015

From

The Chief Administrator,
Haryana Urban Development Authority,
Sector-6, Panchkula.

To

- 1) All the Administrators, HUDA.
- 2) All the Estate Officers, HUDA

Memo No.UB-A-6-2015/ 15637

Dated: 19/8/15

Subject: Policy regarding allotment of residential plots under reserved category and cancellation thereof due to multiple allotment.

This is in supersession of this office Memo No. UB-A-6-2015/15140 dated 11.08.2015.

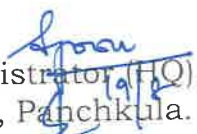
The scrutiny of the allottees regarding double/multiple allotment under reserve category is being done in view of directions of Hon'ble High Court in CRM No. 26292 of 2013 titled as Dharam Singh Yadav Vs. State of Haryana. There are number of such cases where original allottees who have obtained double/multiple allotment by submitting false affidavit have alienated the plots after receiving consideration. The subsequent buyer who have purchased such plots after obtaining transfer permission from HUDA itself are now being affected by action of HUDA regarding cancellation of plots and some of the aggrieved allottees knocked the door of Hon'ble Court by way of filing CWP No. 16222 of 2014 (and connected cases). The matter has been considered and examined and it has been decided that cancellation of subsequent allotments have huge impact on the interest of public at large. After deliberation, following decisions have been taken:-

1. The bonafide subsequent purchasers who have got the plots re-allotted in their name(s) after due permission from HUDA should not be punished as they had taken due precaution by way of obtaining transfer permission from HUDA regarding the genuineness of the allotment before getting the allotment in their name. They had followed the procedure laid by HUDA. These bonafide subsequent purchasers cannot be penalized as they were not at fault at any point of time. However each case shall be processed individually to see whether the transfer was done as per laid down procedure.
2. The action taken against the bonafide subsequent purchasers by HUDA is to be withdrawn. Henceforth, no affidavit is required to be taken from the buyers and sellers of the plots which have already been transferred as per laid down procedure. However, all instructions as conveyed by

this office vide memo no. A-6-UB-2014/2145-67 dated 21.01.2014 will be applicable on the plots which are still with original allottees.

3. If the original allottee has transferred second/subsequent allotments within the family, the above decision shall not be applicable in such cases.

You are requested to take further action accordingly and action taken report may be sent to this office immediately.


Administrator (HQ),
HUDA, Panchkula.

Memo No.UB-A-6-2015/

Dated:

A copy of above is forwarded to the following for information and necessary action:-

1. The Chief Controller of Finance, HUDA, Panchkula.
2. The Chief Town Planner, HUDA, Panchkula.
3. The Chief Engineer, HUDA, Panchkula.
4. The Senior Architect, HUDA, Panchkula.
5. The Secretary, HUDA, Panchkula.
6. The Enforcement Officer, HUDA, Panchkula.
7. The General Manager (IT), HUDA, Panchkula. He is requested to host it on HUDA website.
8. The District Attorney, HUDA, Panchkula.


Administrator (HQ),
HUDA, Panchkula.