



**CHANDIGARH
HOUSING BOARD**
A CHANDIGARH ADMINISTRATION UNDERTAKING

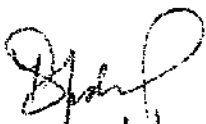
8, Jan Marg, Sector 9-D, Chandigarh
0172- 4601825-827

No.CHB/E.O./Dy.E.O.-II/2019/

Dated:

ORDER

1. The **D.U. No. 3122, Sector 45-D**, Chandigarh was allotted to Sh. Harihar Singh Bhardwaj on hire-purchase basis on the terms and conditions stipulated in the allotment letter No. 812 dated 29.08.1985, Registration No. 7273.
2. And whereas as per condition of allotment letter the dwelling unit could be used for the purpose of residence only and for no other purpose nor any additions/alterations could be made therein without prior approval of the Board in writing.
3. And whereas it had come to the Notice of the Board that the following violations have been made in the dwelling unit:
 - i) **Parapet Jali and brick wall constructed at resultant terrace in back court yard.**
 - ii) **Double storey room constructed in back courtyard with iron stair.**
 - iii) **Front and back Govt. land encroached with brick wall & gate.**
4. And whereas from the above it was made that the allottee/occupant had acted in contravention to the provisions contained in clause 11&13 and also the provision of Regulation 17 of Chandigarh Housing Board (Allotment, Management and sale of Tenements) Regulations, 1979.
5. And whereas a Notice under Section 15 of the Capital of Punjab (Development and Regulation Act), 1952 vide No. **CHB/SO-I (Enf.)/2012/SDE-X/67** dated **31.01.2012** was served on the allottee/occupant vide which he had been called upon on **15.03.2012 at 11:00 am** to show cause why the above said construction should not be demolished.
6. And whereas despite given a no. of hearing by the office of Secretary, Chandigarh Housing Board, Chandigarh, the allottee/occupant remained absent and did not bother to appear or show cause the reason for violations.
7. And whereas a Show Cause Notice No. **CHB/AE/JE/JT(Enf.)/2013/46** dated **30.01.2013** was served on the allottee/occupant vide which he had been called upon to Show Cause in writing/personal hearing on **16.05.2013 at 03:00 pm** as to why the Registration and Allotment/Tenancy of **D.U. No. 3122, Sector 45-D, Chandigarh** may not be cancelled and amount forfeited as per terms of the Allotment letter and further action intimated to evict him from the dwelling unit by following the procedure prescribed under rules as framed under Chapter VI of Haryana Housing Board act 1971, as extended to UT of Chandigarh.
8. And whereas during hearing on 21.04.2016, Sh. Harihar appeared and was given one month time to remove the violations/encroachments by 21.05.2016.
9. An whereas as per inspection report dated 23.05.2016 the following violations/encroachments were reported:
 - i) **Govt. land encroached with boundary wall, gate in front side and back side of Dwelling Unit.**
 - ii) **Back court yard fully covered and chhajja extended on Govt. land.**
 - iii) **Room constructed on illegal room in back courtyard (at F.F.).**


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iv) Parapet Jali and brick wall constructed at resultant terrace in back yard. *

10. And whereas during hearing on 25.01.2018, Ms. Preeti Sharma appeared and submitted written reply and on her request an official/officer had visited the D.U. No. 3122 Sector 45-D on dated 02.02.2018 for measuring of violations/additional constructions for calculating penal charges but the allottee/occupant had refused to get the area measured.
11. And whereas the allottee/occupant did not remove the violations/encroachments despite having been given **Twenty Seven** opportunities of hearings for removing the said encroachments/ violations.
12. And whereas as per inspection report dated 16.07.2019 of **D.U. No. 3122, Sector 45-D**, Chandigarh, the allottee/occupant has not removed the violations/encroachments. Thus, the violations still exists.
13. And whereas the allottee/occupant had been once again provided with final opportunity to be heard on 31.10.2019 at 10:30 am but neither the allottee/occupant appeared nor any intimation received.
14. Now, therefore in view of the above facts & circumstances, the undersigned is left with no option and hereby cancel the registration/ allotment of **D.U. No. 3122, Sector 45-D**, Chandigarh. The amount deposited by them stands forfeited in terms of the provisions of the allotment letter on account of breach of terms and conditions of allotment letter and also the provisions of Regulation 17 of Chandigarh housing Board (Allotment, Management and Sale of Tenements) Regulations, 1979.
15. The allottee/occupant is further advised to hand over the possession of dwelling unit in question to the Chief Engineer, Chandigarh Housing Board, Chandigarh within 30 days from the date of issue of this order failing which eviction proceeding shall be initiated against them to evict from the said premises from the un-authorized possession.

 4/11/2019

(Yashpal Garg, IAS)
Chief Executive Officer,
Chandigarh Housing Board,
Chandigarh.

To

1. Sh. Harihar Singh Bhardwaj,
D.U. No. 3122, Sector 45-D,
Chandigarh.
2. One copy of this order to be pasted on the entry gate of
D.U. No. 3122, Sector 45-D, Chandigarh

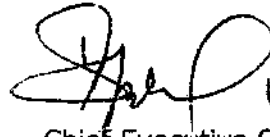
Endst. No. CHB/E.O./Dy.E.O.-II/2019/ 746

Dated: 5/11/19

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

1. The Secretary, Chandigarh Housing Board, Chandigarh, Exercising the Powers of Competent Authority to initiate the eviction proceedings against the unauthorized occupant of D.U. No. 3122, Sector 45-D, Chandigarh in case Sh. Harihar Singh Bhardwaj fails to handover the possession of the said D/Unit to the Board within stipulated period.

2. The Chief Engineer, Chandigarh Housing Board, Chandigarh for necessary action in the matter. He is requested to furnish the information with regard to take over possession of the house in question from the allottees after the termination of the period so prescribed in the cancellation order.
3. The Chief Accounts Officer, Chandigarh Housing Board, Chandigarh, for information and further necessary action with regard to forfeiture of amount as per conditions of the allotment letter.
4. ✓ The Computer Incharge, CHB, Chd, for information and further n/a action.


4/11/2019
Chief Executive Officer,
Chandigarh Housing Board,
Chandigarh.

by
5/11/19

shah

CI/CHB/ 4/67
Dated 5/11/19