

DIRECTORATE OF TOWN & COUNTRY PLANNING, HARYANA

Ayojna Bhawan, Madhya Marg, Sector 18, Chandigarh

Phone: 0172-2549349; e-mail:tcphry@gmail.com

http://tcpharyana.gov.in

To

Senior Town Planner,
Panchkula.

Memo No. STP(E&V)/Misc-122/2013/536

Dated: 19/03/2013

Subject:- NOC for construction of School Building in the revenue estate of Village-Kohra Bhura (Bhurewala), Tehsil Naraingarh, District Ambala-Shree Ram Shiksha Samiti.

Reference:- Your office memo no. 1527 Dated 10.04.2012.

The subject cited matter has been examined at directorate specifically with regard to purported violation of section 7(iii) of Act of 1975 on account of the Act that land is owned by society consisting of number of members.

Since applicant society is a juristic person (an individual or group that is allowed by law to take legal action, as plaintiff or defendant. It may include natural persons as well as fictitious person such as corporations). Therefore, land being owned by society (having number of members) has no relevance as far as violation of section 7(iii) of Act of 1975 is concerned.

Further your kind attention is invited towards provision of section (iii) of Act of 1975, which area also reproduced below for ready reference please.

"erect or re-erect any building other than for purposes of Agriculture on the land sub-divided for agriculture as defined in clause (aa) of section 2 of this Act"

There is nothing on record to show that land has been first subdivided for agriculture purpose and then being used for non-agriculture purpose. In fact, land has been leased out to applicant society for specific purpose of construction of school in the subject cited case. From conjoint reading of facts of subject cited matter & section 7(iii) of Act 1975, no violation of provision of section 7(iii) of Act ibid can be held.

Accordingly, I am directed to request you to decide the request of applicant society as per provisions of Act of 1975. In addition to above, Municipal Committee, Naraingarh be informed/intimated to take action in respect construction raised at site as per provisions of Haryana Municipal Act, 1973.'

Sd/-

District Town Planner (E&V)
for Director General, Town & Country Planning,
Haryana, Chandigarh

Endst No:- STP(E&V)/Misc-122/2013/537-541

Dated: 19.03.2013

A copy is forwarded to the following for information and further necessary action please.

- (1) Senior Town Planners at Faridabad, Gurgaon, Hisar & Rohtak.
- (2) District Town Planner, Ambala.

Sd/-

District Town Planner (E&V)
for Director General, Town & Country Planning,
Haryana, Chandigarh