

ORDERS

Memo No: LC-424/2014/22697

Dated: 17/09/2014

SUBJECT: GRANT OF COMPLETION CERTIFICATE AFTER RECOVERY OF ENHANCED EDC.

It has been observed that the communication of HUDA dated 14.07.2011 conveying the EDC stands stayed by the Hon'ble High Court in CWP No. 5835 of 2013 titled as Balwan Singh and others Vs State of Haryana for more than a year now, there are some cases wherein the licencees had applied or would have applied for Completion Certificate of their Colonies and pending due to decision on Enhanced EDC. Once Completion Certificate for the entire colony is issued it may become difficult for the Department to recover the pending dues of enhanced EDC, as the instant project would be completed and it is possible that the same may also be sold out by the licencee, till the time the stay orders are vacated. Necessary instructions be grant of Occupation Certificates stands already issued. However while dealing with cases of Completion Certificates or colonies, the following may be followed:-

1. In cases, where enhanced EDC dues are pending, Completion Certificate will not be considered without payment of Enhanced EDC.
2. Licencee may either wait for the decision of the Hon'ble High Court or have the option to seek Completion Certificate for the entire Colony after clearing the enhanced EDC dues and submission of an undertaking to the effect that he will not charge the enhanced EDC amount to be paid by him to the Department from his allottees as long as there is stay on the notification by the Hon'ble High Court.
3. The amount of outstanding enhanced EDC deposited by the licencee, would be refunded by the Department if the decision of Hon'ble High court comes against the Department.

Dated: 13.09.2014

Sd/-
(Anurag Rastogi)
Director General,
Town and Country Planning
Haryana, Chandigarh

Endst No. LC-424/2014/22698

Dated: 17.09.2014

A copy is forwarded to the following for compliance: -

- I) Senior Town Planner (Monitoring)
- II) Senior Town Planner (E&V)
- III) All District Town Planner (HQ)
- IV) All Assistant Town Planner (HQ)
- V) All Dealing at (HQ)
- VI) Chief Accounts Officer O/o DGTCP, Hr.

Sd/-
(Sanjay Kumar)
District Town Planner (HQ)
For Director General, Town and Country Planning
Haryana, Chandigarh