

Instructions No. 54

HARYANA SHEHRI VIKAS PRADHIKARN SECTOR 6 PANCHKULA

No. HSVP/CCF/AO-Cash/2018 79057

Dated: 23/4/18

To

The Estate Officer,  
HSVP, Rohtak.

**Subject:- Regarding surrender application of plots of Sector-21P, Rohtak.**

1. Please refer to your office e-mail dated 12.1.2018 on the subject cited above. After the draw of the sector was held, some of the successful applicants have submitted requests for surrender of plot. The issue is whether earnest money deposited by such applicants should be refunded or not.

2. In this regard, your attention is invited to Sr. No.4 of terms and conditions of the erstwhile allotment letter in the case of sale of plots by allotment as below:-

*"In case applicant refuses to accept this allotment, he shall communicate his refusal by a registered letter within 30 days from the date of allotment letter, failing which this allotment shall stand cancelled without any notice and earnest money deposited by applicant, shall be forfeited to the authority and applicant, shall have no claim for the damages."*

3. But now new terms and conditions have been notified vide instruction No.28 issued under memo No. 38354 dated 2.3.2017 (copy available on HUDA website under policy- Finance wing - instructions of finance HUDA) where under no such willingness is called from the successful allottee whether he wants to retain the plot or refuse it.

4. For brevity, the new terms and conditions at Sr. No. 4 of allotment letter are as below:-

*"You shall deposit amount of Rs.\_\_\_\_\_ at the authorized bank and duly credited to HUDA account within a period of 30 days i.e on or before Dt.\_\_\_\_\_ from the date of issue of this allotment letter which together with an amount of Rs.\_\_\_\_\_ paid by you*

*along with your application form as earnest money, will constitute 25% of the total tentative price. Further, the balance amount i.e Rs. \_\_\_\_\_ of the tentative price of the plot/building shall be paid in lumpsum without interest within 60 days i.e on or before Dt. \_\_\_\_\_ from the date of issue of the allotment letter failing which this allotment shall stand cancelled without any notice and earnest money deposited by you, shall stand forfeited and you shall have no claim for the damages."*

5. The only option given is to deposit specified amount within 30 days which together with the amount already deposited as earnest money, constitutes 25% of the total tentative price, failing which earnest money already deposited stands forfeited.
6. The applicant has the option to withdraw his application before the draw of lots, if he wants to get refund of full earnest money. In such case, his name shall not be considered for draw of lots i.e. he shall not be eligible to participate in draw of lots. But once the applicant has participated in the draw and is declared successful, there is no provision for refunding earnest money back to him.
7. It is for your information.

DA/as above

  
Chief Accounts Officer,  
for Chief Administrator,  
HSVP, Panchkula.

**Endst. No. CCF/HSVP /AO-Cash/2018/79058** Dated: 22/4/18

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

1. All the Zonal Administrator, HSVP in the State.
2. All the Estate Officers, HSVP in the State.
3. GM(IT), HSVP has requested to display on HUDA Website - policy- Finance wing - instructions

Chief Accounts Officer,  
for Chief Administrator,  
HSVP, Panchkula.