

From

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

To

1. All the Administrator(S), HUDA.
2. All the Estate Officer(S), HUDA.

Memo No.UB-A-6-2015/ 22113

Dated: 4/12/15

Subject: Modification in reservation of residential plots to various categories in Urban Estates developed by HUDA- Amendment in policies.

This is in partial modification of policy bearing this office memo no. A-11P-97/16028-58 dated 06.05.1997 on the subject cited above and policy no. UB-A3-2011/7895-40 dated 07.03.2011 regarding rehabilitation and resettlement of landowners-land acquisition oustees.

Land of Sh. Sandeep Singh was acquired for the development of Sectors 44-46, Gurgaon vide award dated 23.03.1993 and oustee claims were also invited through advertisement dated 20.05.1997. Sh. Sandeep Singh did not apply for allotment of plot in response to the advertisement and filed C.W.P. No. 19927 of 2009 before the Hon'ble High Court claiming allotment of plot under oustees' category. The Hon'ble High Court vide its order dated 16.05.2011, disposed off the writ petition and directed HUDA to allot residential plot to the petitioner as per his entitlement within a period of three months after accepting the price of the plot in terms of the policy and the law as applicable for calculating such price. Against the ibid order HUDA filed LPA No. 2096 of 2011 titled as HUDA V/s Sandeep and others which was allowed on 25.04.2012 with certain directions. One of the directions was that HUDA can reserve plots upto 50% of the total plots available for all reserved categories including that of oustees. Relevant direction is reproduced below:

"..... (III) HUDA or such other Authority can reserve plots up to 50% of the total plots available for all reserved categories including that of Ousteers. As to what extent there would be reservation for the Ousteers, is required to be decided by the State Government and/or by HUDA or any other Authority, who is entitled to acquire land....."

HUDA filed SLP No. 27256 of 2012 against the order dated 25.04.2012 mainly challenging the ibid direction with regard to reservation. The SLP filed by HUDA was dismissed by the Hon'ble Supreme Court vide order dated 06.03.2014. Therefore, in order to

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ensure implementation of the aforesaid direction, it has been decided to make modification in the existing policy providing reservation for various categories. Henceforth, the reservation shall be provided in following manners:-

| S. No. | Category | For plots above 8 Marla Category | Upto 8 Marla |
|--------------|---|----------------------------------|--------------|
| 1 | Scheduled Caste/ Scheduled Tribes | Nil | 10% |
| 2 | Backward Class | Nil | 2% |
| 3 | War Widows/ Disabled Soldiers | Nil | 2% |
| 4 | Widow (Other than War Widow) | | 1% |
| 5 | Freedom Fighter, their Widows, Children & Grand Children | Nil | 1% |
| 6 | Handicapped | Nil | 1% |
| 7 | Blind | Nil | 1% |
| 8(i) | Haryana Govt. Servants including employees of Board/ Corporation under Haryana Govt. (serving employees) | 6% | 6% |
| 8(ii) | GSRQ (retired/retiring employees) | 2% | 2% |
| 9(i) | Defence Personnel/ Ex-serviceman | 6% | 6% |
| 9(ii) | Paramilitary forces like CRPF, BSF, ITBP, RPF, GSF, CFEF etc. of domicile of Haryana State. | 2% | 2% |
| 10 | HPKIA | 1% | 1% |
| 11 | Advocate | 2% | 2% |
| 12 | Oustees | 12% | 10% |
| TOTAL | | 31% | 47% |

Note: - 1. If some plots are left in the reserved categories then the same shall be included in the general category.

2. Fractions, if any, shall be ignored.

Besides above, as per policy referred above dated 06.05.1997, residential plots to NRIs and distinguished persons will also be made as per following details:-

- (i) 2 residential plots of one kanal category and 5 residential plots of 14 Marla category is reserved in every new sector when floated for those NRIs who have been allotted industrial plots. The residential plots to NRIs are offered only when the building upon the industrial plots allotted to them is completed, machinery is installed and the industry is ready to start commercial production. Further, such plots are not allowed to be disposed of under any circumstances for a period of 10 years.
- (ii) The preferential allotment of residential plots is also made to the domicile of Haryana who have distinguished themselves in the fields of Art, Culture, Social Service, Science & Technology, Judiciary, Defence and Sports etc. upon receipt of request from such distinguish persons as per policy dated 16.03.2009.

You are therefore requested to take further action accordingly & the same may be complied in letter & spirit. These instructions may be brought to the notice of all concerned. This will be made applicable with immediate effect.

B.B. Taneja
(B.B. Taneja) 4/12/15
Deputy Superintendent,
For Chief Administrator HUDA

Endst. No. UB-A-6-2015/ 22114

dated:- 4/12/15

A copy is forwarded to the following for information a strict compliance.

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 General Manager (IT), HUDA, Panchkula. He is requested to host it on HUDA website.
7. The District Attorney, HUDA, Panchkula.
8. The Enforcement Officer, HUDA, Panchkula.
9. The Dy. ESA, HUDA, Panchkula.
10. Dy. Supdts./ Assistants/ clerks of Urban Branch, HQ, HUDA, Panchkula.

B.B. Taneja
(B.B. Taneja) 4/12/15
Deputy Superintendent,
For Chief Administrator HUDA

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



To

1. All the Administrators (S), HUDA in State.
2. All the Estate Officer (S), HUDA in State.

Memo No. A-5-UB-2016/

Dated:

Subject: - Amendment in policy for Reservation of residential plots to various categories in Urban Estate developed by HUDA.

In continuation of letter no. A-6-UB-2016/22113 dated 04.12.2015 on the subject cited above.

The matter for amendments in the policy guidelines earlier issued vide no. A-11-P-97/16028-58 dated 06.05.1997 was placed before the authority for ex-post facto approval in its 110th meeting held on 12.05.2016 vide Agenda Item No. 13 under the Chairmanship of Hon'ble CM Haryana cum-Chairman HUDA. The proposal has been approved by the Authority. A copy of Agenda Item alongwith an extract of proceeding of the authority meeting is sent herewith for taking further action in the matter.

You are requested to comply with the instructions / guidelines already conveyed vide letter under reference and send action taken report to this office within a week positively.

DA/As above

(R. K. Kataria)

Superintendent,

for Chief Administrator HUDA

Endst. No. UB-A-5 2016/17268-70

Dated:-29.6.16

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

1. PS/ ACSTCP for kind information of W/ ACSTCP.
2. PS/ DGTCP for kind information of W/ D.G.T.C.P.
3. PS/ C.A. for kind information of W/ C.A. HUDA .
4. The Chief Controller of Finance, HUDA, Panchkula.
5. The Chief Engineer/ Chief Engineer-I, HUDA, Panchkula
6. The Chief Town Planner, HUDA, Panchkula.
7. The Chief Architect, HUDA(HQ), Panchkula.
8. The District Attorney, Legal Cell. HUDA, Panchkula.
9. The Secretary HUDA, Panchkula.
10. The Chief Vigilance Officer, HUDA (HQ), Panchkula.
11. The Enforcement Officer, HUDA (HQ), Panchkula.
12. The Dy. Economic & Statistical Advisor, HUDA, Panchkula.
13. The General Manager /IT, Panchkula for updation in the system.
14. All the Assistants & Record Keepers of Urban Branch, HUDA (HQ), Panchkula.

(R. K. Kataria)

Superintendent,

for Chief Administrator HUDA