

115/2013

18th February,
2014

area and 3 residential plots were carved out as plot no.3, 3A & 3 B.

It has been alleged that on both in plot no 3 & plot no. 3A that residential apartments (Group Housing) known as Mahavir Resi I & II have already been developed and about more than 250 residential units which were constructed, are now fully occupied. It has further been stated that plot No. 3-B which was purchased by the Respondent No.5 on being put to auction by the JDA, has been developed by the Respondent No. 5 raising construction on the same.

It has further been stated that towards the south at the intersection of 2 roads of 60 ft. wide, a park has been developed in the area 7839 sq. Mtrs.

We find that the JDA in its reply filed on 25.07.2012 in para 6 has stated that a park has been developed by leaving a '*Suvidha Khetra*' for park etc. on a area 4100 sq. mtrs. of land.

Since two averments are not reconcilable, the Learned Counsel for the JDA is directed to file an affidavit along with layout plan and presently existing situation indicating the size and location of plots no. 3, 3-A,3-B as well as '*Suvidha Khetra*' / park area indicating specifically the area on which the construction has been raised upon, space left in plot no. 3, 3-A & 3-B as also the position with regard to the fourth plot as the inter section of the two roads of 60 ft. wide which as per the Respondent No. 5 was 7839 sq. mtrs. and which as per the JDA has been reduced to 4100 sq. mtrs.

**O.A. No.
115/2013
18th February,
2014**

The JDA should also answer whether originally the fourth plot at the intersection of the roads as shown in the site plan at Annexure – 5/4, was meant to be that of 7839 sq. mtrs. in the approved plan of the JDA and in what manner the same has come to be reduced to 4100 sq. mtrs. as mentioned in para 6 of their reply and the JDA shall also give the layout of the development carried out on the fourth plot which as per their reply is 4100 sq. mtr. including development of park etc. on the same and whether any plantation has been carried out over the same.

List the matter on **02.04.2014**.

.....JM
(DALIP SINGH)

.....EM
(P.S.RAO)