

HARYANA STATE INDUSTRIAL & INFRASTRUCTURE DEVELOPMENT CORPORATION LIMITED

OFFICE ORDER

Ankur Roller Flour Mills Pvt. Ltd., allottee of Plot No. 573, Food Park Rai, had filed CWP No. 9921 of 2014 seeking directions to the Corporation for issuance of permission to mortgage of plot in favour of their banker. The Hon'ble Court while disposing of the said writ petition has directed the Corporation to create an effective mechanism to ensure that as and when any request for permission to mortgage comes, the same be decided in a time bound manner. The operative portion of the orders of Hon'ble Court is reproduced as under:-

“.....Having heard learned counsel for the petitioner, it appears to us that if the Corporation has imposed the condition of prior permission, it is imperative upon the Corporation to create an effective mechanism to ensure that as and when such request come, the same are decided in a time bound manner and in any case not beyond a period of one month from the date of receipt of such application. Let an appropriate decision in this regard be taken by the management of the Corporation.....”

All the Estate Managers are hereby directed to issue permission to mortgage in all cases, except where resumption proceedings have already been initiated by the Corporation, indicating therein the total amount outstanding in respect of the plot/shed as on date of issue of NOC as well as the amount already having fallen due. It may also be mentioned in the NOC, that the Corporation shall have first charge over the plot/shed for recovery of its dues and the charge to be created by the Bank/Financial Institution shall be second/subservient to the first charge of HSIIDC dues. Further, the said NOC shall be without prejudice to the rights of the Corporation in terms of the agreement/conveyance deed executed in respect of the said plot. Wherever conveyance deed is yet to be executed, it may be mentioned in NOC that the allottee shall have to get the conveyance deed executed after paying the outstanding dues before mortgage of plot/shed. The NOC for mortgage of plot shall be issued by the Estate Manager within thirty days of receipt of request.

Place: Panchkula
Dated: 7th Aug, 2014

Endst.No.HSIIDC:Estate: 2014: 13580

Sd/-
(Tarun Bajaj)
Managing Director

Dated 27/08/14

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

1. All HoDs at Head office
2. All Estate Managers at Field offices, HSIIDC.
3. All Officers of Estate Division at Head office.
4. Concerned file
5. PS to MD for kind information of Managing Director please.


(R.P.Gupta)
General Manager(E)