



HARYANA RIGHT TO SERVICE COMMISSION
S.C.O. No. 38 & 39 (2nd FLOOR), SECTOR 17-A, CHANDIGARH-160017
E-mail: rtsc-hry@gov.in Telephone: 0172-2711050

No. HRTSC/Comp-296/Housing Board/2022/ 234

Dated: 18th Jan '23

To

Sh. Jagdish Verma,
Estate Manager, Housing Board,
Rewari, Haryana.
E-mail: rwrembhb@gmail.com

Subject: Final Orders in Complaint regarding transfer of property in case of death (uncontested) Service No. 71 of Sh. Sanjay Dargan.

I am directed to forward herewith a copy of the Final order dated 17th January' 23 passed by Sh. T.C. Gupta Chief Commissioner, Haryana Right to Service Commission, Chandigarh in respect of above case for information and compliance.

BY THE ORDER OF THE HARYANA RIGHT TO SERVICE COMMISSION AT CHANDIGARH.

Encl: As above



(Signature)

(Sube Khan)

Under Secretary-cum-Registrar,
Haryana Right to Service Commission
E-mail: rtsc-hry@gov.in

No. HRTSC/Comp-296/Housing Board/2022/ 235

Dated: 18th Jan '23

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

1. Secretary, Housing Board Department
2. Executive Engineer, Housing Board, Gurugram Divison E-mail: xenhbhgurgaon@gmail.com
3. Sh. Sanjay Dargan, Flat no 602 A, KSR Pleasant Valley, Near R Nd B Guest House, Visakhapatnam, 530018 Andhra Pradesh Phone No. (9866612809, 7780490744) E-mail: sanjaydargan@yahoo.co.in

(Signature)

(Sube Khan)

Under Secretary-cum-Registrar,
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Final orders

(In respect of complaint case No. 296 dated 15.09.2022 filed by Shri Sanjay Dargan)

1. A complaint dated 15.09.2022 was received through email from Shri Sanjay Dargan that despite having registered Will in his favour and that of his sister, Shri Jagdish Verma, Estate Manager, Rewari rejected his application for transfer of property in their names. He contacted him many a times but he was not willing to listen even after seeking report through correspondence, finally a hearing was conducted on 09.01.2023 at 10:30 am through VC which was attended by Sh. Jagdish Verma, Estate Manager, Rewari and Sh. Sanjay Dargan, complainant in this matter. The respondent Sh. Jagdish Verma submitted the chronology of events stating that on 30.05.2022, the applicant applied for transfer of property in case of death (uncontested) vide SARAL ID TPCD/2022/00294. Following this, a public notice was published on 08.06.2022 in the newspaper, as per procedure to invite objections within 30 days. In response to the notice, an objection was received on 13.06.2022 from Gitanshu Malhotra, Sarika Malik and Ritu Kapur enclosing a registered Will dated 08.08.2014. Subsequently, the Board issued a letter dated 21.06.2022 to the complainant to provide the succession certificate in his favour. However, since the complainant could not submit the succession certificate on 11.07.2022, the Board rejected the application with comments '*Allotte Sh. Har Bhagwan has been made 3 registered will and always made different different nominee. Please give one registered will onto the office which is legal*'.

2. The complainant, Sh. Sanjay Dargan submitted that his late father, Sh. Bhagwan Singh had bequeathed his property at Rewari to him and his eldest sister Ms. Kamlesh Gomber in equal shares through his last and final Will dated 14.08.2019 registered at Rewari superseding and revoking his previous two registered Wills dated 23.11.2012 (100% in his favour) and dated 08.08.2014 in favour of four beneficiaries including, his mother Ms. Kanwal Dargan and his sisters Ms. Kamlesh Gomber and Ms. Avinash Malhotra in equal shares. After the death of his sister Ms. Avinash Malhotra in 2019, his father made a fresh Will dated 14.08.2019 and consciously excluded the family of his deceased sister (Gitanshu Malhotra, Sarika Malik and Ritu Kapur) from any share in his self-acquired property at Rewari and consigned his property to him and his eldest sister Ms. Kamlesh Gomber. Further, he submitted that the respondent's office purposely rejected his application on baseless ground and his act is a result of *serious misconduct, collusion and abuse of power* by the respondent. However, the respondent submitted that he correctly rejected the application.