

OFFICE OF THE FEDERAL OMBUDSMAN
FOR PROTECTION AGAINST HARASSMENT OF WOMEN
AT THE WORKPLACE, ISLAMABAD

FORM OF ORDER SHEET
 Complaint No. FOH-HQR/0000212/2021

Serial No. of Order of Proceedings	Date of order of Proceedings	<p style="text-align: center;">THE ENFORCEMENT OF WOMEN'S PROPERTY RIGHTS ACT 2020</p> <p style="text-align: center;">Order of other proceedings with Signature of Federal Ombudsman</p> <p style="text-align: center;">ZONISHEEN MEHK VS BAHRIA TOWN ISLAMABAD</p>
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	20-06-2022	<p>Complaint No. <u>FOH-HQR/0000212/2021</u></p> <p>Complainant present in person.</p> <p>Ch. Sajjad, advocate on behalf of respondent present. Cross examination of Mudasar Ali conducted.</p> <p>Contentions of both the sides heard and record perused.</p> <p>Through the instant complaint Zonisheen Mehk has sought for possession of plot No. 28, registration No. BEI-11525 area measuring 5 marla situated in street No. 6, sector O, Bahria Enclave Islamabad. She claims that the subject property was purchased by her for Rs. 33 lacs and the entire sale consideration was paid but when she approached the office of Bahria enclave for possession the staff committed to give her possession soon, however the possession of the said plot has not been delivered to her even after 3 years of purchase.</p> <p>When the view points of the representative of Bahria town are heard, it revealed that the plot in question was not purchased by the Complainant directly from Bahria town but on the other hand she purchased it from the open market. She obtained only the</p>

allotment, whereas possession was not given to her by the seller. Further deposed that Bahria enclave administration is neither illegally possessing the land of the Complainant nor has she seen dispossessed from there. According to the respondent, developmental work in sector O is in the offing and no sooner the developmental work is completed than the possession of the plot would be delivered to the Complainant as per rules and regulations of Bahria Town. It is clarified by the respondent's representative that litigation on the land of sector O, Bahria enclave has been ended and it is expected that the possession of the plot will be handed over to the Complainant shortly.

In view of the submissions of both the sides, one thing is admitted that the Complainant has purchased the subject plot. Although she has purchased it from the open market but the fact remains that the person who has sold the plot to the Complainant is authorized person on behalf of Bahria town and for that matter Bahria Town cannot absolve itself from responsibility. The Complainant, having been purchased the plot three years back might have been anxious to get its possession so as to raise construction thereon for her living. Bahria town administration is, thus, bound to facilitate the Complainant with regard to her claim of possession. This matter should not be delayed indefinitely because it enhances the agony of the allottee-purchaser.

In the interest of justice and fair play I dispose off this complaint with direction to respondent Bahria town to facilitate the delivery of possession of the plot to the Complainant within a reasonable time i.e. 30 days of receipt of the order.

Disposed off accordingly.

FEDERAL OMBUDSMAN