

	CAPITAL DEVELOPMENT AUTHORITY PLANNING WING Directorate of Housing Societies	
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No. CDA/PLW/RP-4(14)/2019-22/ 152

Islamabad, July, 22, 2026

Mr. Muhammad Zaheer,
Secretary, M/s IBECHS,
 Head Office, Street No. B-04,
 Business Park, Gulberg Greens, Islamabad

Subject:- SHOW CAUSE NOTICE
UNDER SECTION 49-C, 46 & 46-B OF THE CDA ORDINANCE 1960,
READ WITH, CLAUSE-5 (1) & (III) OF THE ICT (ZONING) REGULATION,
1992 AND CLAUSES 40-42 OF "THE REGULATION FOR PLANNING AND
DEVELOPMENT OF PRIVATE HOUSING/FARM HOUSING,
APARTMENTS/ COMMERCIAL SCHEMES/ PROJECTS IN ZONES-2, 4 & 5
OF ISLAMABAD CAPITAL TERRITORY
TRANSFER OF LAND FALLING UNDER PUBLIC BUILDINGS, PARKS,
GRAVEYARD AND ROADS, IN THE NAME OF CDA IN "GULBERG
GREENS FARM HOUSING SCHEME", ZONE-4, ISLAMABAD

Ref:- Please refer to this Office Letters/Notices No. CDA/PLW/RP-4(14)/2019-22/
 dated 04-10-2023, 26-3-2025, 23-04-2025, 18-4-2025, 29-8-2025, 10-9-2025,
 16-01-2026, 29-4-2026 & 25-5-2026, regarding the subject matter. - - - - -

It is informed that, as per **Clause-2(xxxvii)** of the "Regulation for Planning and Development of Private Housing/Farm Housing, Apartments/ Commercial Schemes/Projects in Zones-2, 4 & 5 of Islamabad Capital Territory, 2023, framed Under ICT Zoning Regulation, 1992", Gazette Notified vide No. S.R.O 886(I)/2023, dated 07-7-2023, **Public Building means a building designed for public use such as hospital/dispensary, post office, police station, town hall, library, recreational buildings and club, etc.**

2. As per Chapter-III, "Development Control of Zones", Clause-4 "Development Strategies of Zones", Sub Clause-2(b)(vi), of the ICT Zoning Regulations, 1992, "All land reservations made for roads and other services in such schemes shall belong to the Authority".

3. Clause-7(ii)(d) of the "Modalities & Procedures framed under I.C.T (Zoning) Regulation, 1992", states that:

"also transfer to the Authority in the form annexed as Annexure "C" and free of charge, the land reserved for open spaces/parks, graveyard, and land under right-of-way of roads, etc. in the scheme, within 45 days of the clearance of the detailed layout plan of the scheme".

4. As per the above-mentioned regulations, the Layout Plan of Housing Schemes are processed in the Authority, subject to Transfer to Public Buildings, in the name of CDA, as per the prevailing Regulations of the Authority. **Para-2 of the Specimen Transfer Deed,** reads a sunder:

That in consideration of Public Welfare, the transferor hereby transfers to the Transferee, free of charge, all its rights, interest, easements, pertinent to the Property and to hold the same by the transferee as an absolute and lawful owner.

5. CDA Board, in its meeting held on **14-10-2014**, approved the proposal regarding transfer of Public Building sites in Private Housing Schemes to CDA. **Cases where NOCs already issued without transfer of public sites, sponsors be directed to get the Public Building Sites transferred in favor of CDA. In case of failure to do the needful, NOCs previously issued be withdrawn after issuance of proper notice.** However, withdrawal decision be taken at least at Member Planning level.

6. All the Sponsors of Private Housing Schemes/Projects were therefore directed, vide letters referred above to submit the following Documents/Plans, both in **Soft & Hard Formats**, regarding their respective Schemes/ Projects, duly Signed & Stamp through Covering Letters, within 10 Days:

- a. Compliance Report for **Proper Earmarking/Fencing** of All Public Building Areas, and other Plots, Areas already Transferred to CDA, as per Approved Layout Plan of Respective Schemes/Projects
- b. **Installation of Display Boards** of All Public Building Areas, and other Plots, Areas already Transferred to CDA, as per Approved Layout Plan of Respective Schemes/Projects
- c. Latest Satellite Image @ Scale of 1:2000, showing the Public Building Areas and other Plots, Areas, Lands (with present use), Transferred to CDA; supported with latest Drone Video of the Approved Scheme
- d. Draft Transfer Deeds, as per respective Regulations as aforementioned, where Public Building Areas are Not Transferred to CDA. In case of Failure, Cases for Issuance of NOC shall Not be processed further and Cases for Cancellation/ Withdrawal of NOC, shall be initiated, where NOCs have already been issued. In addition, the cases of Vetting of Allotment/Transfer Letters shall also Not be processed.

7. The initial Layout Plan of "**Gulberg Greens Farm Housing Scheme**" sponsored by M/S Intelligence Bureau Employees Cooperative Housing Society (IBECHS), Islamabad, over an area measuring **3862 Kanals**, Zone-4, Islamabad, was approved by the Authority on **26-8-2011**. Subsequently, NOC was issued on **28-5-2012**. Completion period was 28-5-2018. The 2nd Revised and Extended Layout Plan of subject Scheme over an area measuring **16,934 Kanals**, was approved by the Authority on **13-6-2018**, and revised **NOC** was issued on **26-6-2020**. Accordingly, Completion period is up to **20-6-2026**.

8. The 3rd Revised and Extended Layout Plan of "Gulberg Greens Farm Housing Scheme" sponsored by M/S Intelligence Bureau Employees Cooperative Housing Society (IBECHS), Islamabad, over an area measuring **20,875 Kanals**, located in Mouzas Koral, Pahag, tarlai Khurd, Tarlai Kalan, Chapper Mir Khanal, Ghora Sardar, Khaderpur, Bora Bangyal, Darwala, Kirpa, Alipur, Sub-Zone-C of Zone-4, Tehsil & District, Islamabad, was approved by CDA, vide letter dated **04-10-2023**, subject to certain Terms & Conditions.

9. M/s IBECHS is, therefore, directed to Show Cause,

1st Layout Plan [3862 Kanals, 26-08-2011]

Sr. No.	Land Use	Area [Kanals] as per LOP	Area [Kanals] (Already Transferred to CDA)	Area [Kanals] (To be Transferred to CDA)
1.	Public Building	157.14		-
2.	Open Spaces/ Parks/ Green	579.96	579.96	-
3.	Graveyard	77.16	77.16	-
4.	Roads	599.55	599.55	-
Total		1413.81	1256.67	-

2nd Layout Plan [16,934.31 Kanals, 13-06-2018] Additional Area = 13,072.31

Sr. No.	Land Use	Area [Kanals] as per LOP	Area [Kanals] (Already Transferred to CDA)	Area [Kanals] (To be Transferred to CDA)
1.	Public Building	701.25	701.25	-
2.	Open Spaces/ Parks/ Green	2555.34	2555.34	-
3.	Graveyard	340.71	340.71	-
4.	Roads	4407.74	4407.74	-
5.	TOTAL	8005.04	8,005.04	-

3rd Layout Plan [20,874 Kanals, 04-10-2023] Additional Area = 3939.69

Sr. No.	Land Use	Area [Kanals] as per LOP	Area [Kanals] (Already Transferred to CDA)	Area [Kanals] (To be Transferred to CDA)
1.	Public Building	1050.33	701.25	174.54
2.	Open Spaces/ Parks/ Green	3168.18	2555.34	612.84
3.	Graveyard	417.41	340.71	76.7
4.	Roads	4844.86	4407.74	437.12
5.	TOTAL	9480.78	8,005.04	1,301.20

10. The Honorable Islamabad High Court, Islamabad, in its Judgement in ICAs 83/2017, 84/2017, 20/2018 & 21/2018, dated 12-7-2018, passed following Orders:

20. In view of above background and latest position of law in general, we are of the view that judgment passed by the learned Single Judge in Chambers is within four corners of law and no illegality has been observed, therefore, the same is upheld. However, it is made clear that CDA authorities shall:

- i) Take action under the law against the delinquents (individuals) as well as societies (including Bahria Town and MPCHS) and its Officers/Officials/Directors, for Non-compliance of above referred SOPs/Guidelines, Rules, or Regulations, therefore, the CDA Authorities shall issue a publication in two daily newspapers, English and Urdu, with the direction to the **Housing Societies/Individuals to get the Approval of their Construction from CDA Authorities** as referred above, whereupon NOC shall be issued to all those individuals after fulfilling codal formalities subject to Rules and Regulations;
- v) **Start Taking Actions against Societies who have Violated the Approved Layout Plan or Changed the Public Utility Areas such as Mosque, Playgrounds, Post Office, School, Parks, Parking, etc.**
- vii) CDA authorities shall maintain overall supervisory control upon all Societies in every manner and **being Regulator and act in accordance with CDA Bye-laws.**

21. Besides the above referred directions, it is further made clear that:

- i) All Societies including Bahria Town, MPCHS or any other Society shall pay all charges, amounts, fee received against approval of construction plan from their allottees to CDA within three (03) months and shall submit each case before CDA for their approval.
- ii) **Any Society, who is not Complying the CDA By-laws, Directions issued from time to time or their NOC, the Layout Plan shall be Cancelled after giving due Warning in accordance with Law, where after CDA shall take over the such Society including their Assets and Bank Accounts Managements with the help of ICT Administration, Federal Government, Ministry of Interior, Chairman CDA, Mayor Metropolitan Corporation Islamabad, all CDA Officials.**

- iii) Chief Commissioner, Deputy Commissioner, Inspector General of Police, SSP Islamabad, concerned SHO, and Magistrates are Directly Responsible for Compliance of CDA By-laws as well as Directions referred in this Judgment.

21-A. In view of above, it is held that every member of Housing Society or the Society itself shall get Approval of Construction from the CDA in accordance with Law, after fulfilling all the Codal Formalities, where after CDA shall issue NOC accordingly.

11. The Islamabad High Court, Islamabad, in WP 1189/2016, titled Mustaneer ul Hasan vs CDA, Ordered on 31-12-2018 as under:

25..... "Layout Plan" means a detailed Land Use Plan, once it has been given approval after due deliberations and considering the planning parameters of the Town Planning, No Revision is permissible under the law and if CDA allows any such permission, the same amounts to negate the original concept, which was used by the Sponsors to attract different individuals for their investment in the Scheme.

Respondents No. 2 & 3 argued their case on the strength of their proposed Rectified Layout Plan submitted before this Court in which they have created extra plots of Residential and Commercial Nature and Converted the Amenity Plots at their own end and surprisingly MVHS has created 3rd Party Interest on ground without any Approval of the CDA, which is Serious Violation and such illegality cannot be allowed to perpetuate, failing which the entire Scheme and Rights of Citizens, who are living in Sector D-17, shall be infringed, therefore, the instant writ petition is ALLOWED in the following terms:

- i. All the Changes, which were made by respondents No. 2 & 3 in the Original Layout Plan are illegal and in Violation of ICT (Zoning) Regulations, 1992, therefore, if any right has been created in favor of 3rd party upon the Amenity Plot is also illegal.
- ii. CDA/respondent No. 1 shall ensure the Restoration of Amenity Plots as per Approved Layout Plan.
- iii. CDA is directed to implement the Chapter-IV Penalties for Violations with reference to Section-5 of the Regulations and shall take all other Appropriate Actions.

12. The Honorable Islamabad High Court Islamabad, in its Judgment in WP 1662/2018, titled "Toquir Ahmad, MD Des Pardes vs CDA", dated 11-5-2018, Ordered as under:

"CDA Authorities are directed to visit all the Societies and Verify the Credential of All Utility Plots, Service Areas, Parking Lot, which belong to CDA under the Layout Plan (LOP) or under the NOC granted to the Society, and if it is found that any illegal Structure has been raised on the Amenity Plots by the Society or any 3rd Party, they can proceed in accordance with Law without taking any exception and Director Building Control, CDA as well as Director Societies, CDA shall also issue Warning Notice to all the Societies and their Executive Bodies to comply with the CDA Bye-laws in Letter & Spirit."

13. Islamabad High Court, Islamabad, in its orders dated 04-8-2025, passed in WP 4043/2024, titled "Muhammad Anwar Ch. etc. vs CDA", has directed as under:

15. In view of above, the instant Writ Petition No. 4043 of 2024 is Allowed. The impugned Revised Layout Plan dated 21-3-2023, passed by CDA is declared to be Illegal, without lawful authority and of No Legal Effect, and is hereby Set Aside. The respondents are directed to Restore the Layout Plan of CBR-ECHS Phase-1 to its Original Form as approved on 24-02-2007. The CDA is further directed to ensure that No Amenity Plots, Green Areas or Public Utility Spaces are Converted to Residential Commercial Usage in Violation of Applicable Laws and Regulations, and that the Rights of the Residents are Safeguarded in future with no order as to costs.

14. Therefore, under the provisions of Section 49-G, 46 & 46-B of the CDA Ordinance 1960 [Demolition/Removal of Work/Structure/Building and Stoppage of Use of Land in Contravention of the Approved Layout Plan], read with, Clause-5 (1) & (iii) of the ICT (Zoning) Regulation, 1992 and Clauses 40-42 of "the Regulation for Planning and Development of Private Housing/Farm Housing, Apartments/Commercial Schemes/ Projects in Zones-2, 4 & 5 of Islamabad Capital Territory, 2023, M/s IBECHS is directed to:

- a. **Transfer to the Authority** in the form annexed as Exurban "C" and free of charge, the land reserved for **Public Buildings, Parks, Graveyard and Roads** in the Scheme, measuring **1,301.20 Canals**, within **10 days**.
- b. In spite of the fact that Plot Nos. PB-02 & PB-29, Gutenberg Expressway, were transferred to CDA, hence, CDA is absolute owner; the M/s IBECHS started construction activities on these plots. This has already been discussed in the meeting held in the first week of June.
- c. It is also requested to provide the latest Allotment Status of the approved Public Building Plots.
- d. Compliance Report for **Proper Earmarking/Fencing** of All Public Building Areas, and other Plots, Areas already Transferred to CDA, as per Approved Layout Plan of Respective Schemes/Projects
- e. **Installation of Display Boards** of All Public Building Areas, and other Plots, Areas already Transferred to CDA, as per Approved Layout Plan of Respective Schemes/Projects
- f. Latest Satellite Image @ Scale of 1:2000, showing the Public Building Areas and other Plots, Areas, Lands (with present use), Transferred to CDA, supported with latest Drone Video of the Approved Scheme

15. In case of Non-Compliance of directions at Para-14 above, flowing **Punitive Actions**, in addition to **Cancellation of NOC/LOP**, may also be initiated against you being **Defaulting Sponsor**:

- a. **Suspension** of Approval of Building Plans of your Scheme by CDA.
- b. **Sale of Mortgaged Plots** with CDA (even along with superstructures, if illegally allotted & built), for Development of your Defaulting Scheme
- c. **Suspension** of all under Process cases of Approvals of LOPs/NOCs, sponsored by the Society
- d. **Sealing** of your Society Offices & Site Offices

16. It is made clear that, if this **Show Cause Notice** is not complied within **10 days**, the Illegal Work/Structures will be Removed, Demolished and Use of Land will be stopped by using Force (including Police Force), by CDA. The cost will be recovered by CDA, from the person responsible for the construction of work/ structures and use of land in contravention of the provisions, as aforesaid. It is informed that in the event of Non-compliance of this Show Cause Notice, ex-parte proceeding will be initiated and no excuse whatsoever in this regard will be entertained.

17. You are also provided an Opportunity of **Personal Hearing**, in your Defense (if any), in the Office of the undersigned, during Working Hours, within **10 days**.

18. This is issued without prejudice.


(EJAZ/UL HASAN)
Director Regional Planning

Distribution:-

1. **Director Housing (Monitoring & Evaluation), CDA**
 [It is requested to proceed further in compliance of the Job Description Notified by Member (P&D), CDA, vide No. CDA/PS/M(P&D)/2023/9034, dated 10-8-2023, on the directions of CDA Board]

2. **Director (EM-III), CDA**

[It is requested to proceed further in compliance of the CDA Board Decision, dated 08-4-2025]

3. **Dy. Director (RP), CDA**

[He is directed to peruse the matter personally and submit Report after expiry of Notice Period]

Copy to:-

1. Member (P&D), CDA
2. Deputy Commissioner, ICT/Registrar Co-operative Societies, Islamabad
3. DG (Law), CDA
4. DG (Building & Housing Control), CDA
5. Dy. DG (Enforcement), CDA
6. Director Building Control (South), CDA
[It is requested to status of Public Buildings before Building Plans Approval]
7. Director (Monitoring & Enforcement), Planning Wing, CDA
8. **Director (I.T), CDA**

[It is requested to Upload this Show Cause Notice on CDA Website for Awareness of the General Public & All Stakeholders].

9. DC, CDA/Sr. Special Magistrate, CDA
10. Director Staff to the Chairman, CDA
11. Additional Deputy Commissioner (ADCR), ICT, F-8 Markab, Islamabad
12. **Assistant Director, Land, CDA**

[He is directed to peruse the matter. He is further directed to ensure the instructions issue to him vide this Office letter, dated 26-4-2023, 02-12-2023 & 13-5-2023, under Clause-13 (vi) of the Regulations, which reads as under:

"The Tehsildar of Planning Wing CDA will ensure that the certified copies of Sanctioned Mutations and Fard Jamabandi of Mortgaged & Transferred Land, in favor of CDA, within 15 days of the execution of Mortgaged & Transfer Deeds by Sponsor".

13. PS to Member (Estate), CDA
14. Master File


(EJAZ UL HASAN)
Director Regional Planning

Computer Dte. CDA

Sl. No. 1598

Dated: 25-7-26



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