

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

**COCP No.1955 of 2015 (O&M)**

**Date of Decision :11.8.2015**

Atamdev Singh

....Petitioner

Versus

G.K.Singh

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present: Mr. Amarbir Singh Salar, Advocate  
for the petitioner.

.....

**MAHESH GROVER.J.**

This is a petition praying for initiating contempt proceedings against the respondent.

Although the writ court had directed the respondent to decide the legal notice submitted by the petitioner by passing a speaking order, the grievance of the petitioner stems from the fact that one Jasinder Singh, who occupies a neighbouring shop, has encroached upon a public street. In this regard the petitioner traces his locus to come to this court to a decision rendered by this court in CWP No.4886 of 2003, decided on 4.10.2008 granting right to any person to apprise the court of public encroachments.

Pursuant to the decision rendered by this court in CWP No.15272 of 2013, preferred by the petitioner to get the legal

notice decided, the respondent has taken action against Jasminder Singh and compelled him to remove substantial portion of encroachment. However, some encroachment still remains regarding which legal process has been initiated. This would imply that the respondent cannot be held guilty of contempt as he has responded promptly to the grievance of the petitioner. The petition is thus disposed of but with a mandate to the Commissioner, Municipal Corporation, Ludhiana to ensure that the remaining encroachment is also removed so as to liberate the public street.

11.8.2015  
dss

(MAHESH GROVER)  
JUDGE