

CRM-M-26971 of 2012 (O&M)
Date of Decision: 21.04.2015

JAGJIT SINGH AND OTHERS

..... **Petitioners**

VERSUS

STATE OF PUNJAB AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Vaibhav Narang, Advocate
for the petitioners.

Mr. Arshdeep Singh Kler, DAG, Punjab
for respondent No.1-State.

Mr. R. K. Sharma, Advocate
for respondents No.2 and 3.

Mr. Harsh Aggarwal, Advocate
for respondent No.4.

1. *Whether Reporters of local papers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

RAJ MOHAN SINGH J. (ORAL)

Prayer in this petition is for compounding the offence in terms of Section 36 of Punjab Apartment and Property Regulation Act 1995.

The petitioners are alleged to have carved out some unauthorized colony for which they were proceeded against in terms of aforesaid offence.

This Court on 18.09.2013 passed the following order:

“Learned counsel for respondent No.4 has informed the Court that though the petitioners have submitted their written proposal but till date they have not participated in the dialogue for amicable resolution of the dispute. On the other hand, counsel for the petitioners states that the petitioners first submitted proposal before Commissioner, Municipal Corporation, Ludhiana and, thereafter, before Assistant Town Planner, Municipal Corporation, Ludhiana but till date there is no response from either of them.

Be that as it may, the petitioners are directed to have a meeting with Commissioner, Municipal Corporation, Ludhiana on 27.09.2013 so as to find out ways and means for amicable resolution of the dispute.

Adjourned to 15.01.2014.”

In compliance to the aforesaid order, learned counsel for the petitioners submits that the petitioners have already complied with their part of obligation in terms of depositing compounding fee as well as other necessary charges for getting unauthorized colony regularized.

Learned counsel for respondent No.4 admits the factum of depositing necessary charges by the petitioners and also placed on record the order dated 17.12.2013 passed by Commissioner, Municipal Corporation, Ludhiana, showing that no issue survives for consideration of the respondent and the matter has been decided accordingly. Communication has been sent to learned counsel for respondent No.4 for onward communication to the Court.

Learned counsel for respondents No.2 and 3 also endorsed the factum of compounding by the petitioners.

In view of aforesaid, nothing survives for consideration of this Court. Accordingly, the offence in terms of Section 36 of Punjab Apartment and Property Regulation Act 1995 is ordered to be compounded. Resultantly, proceedings in respect of culpable act of the petitioners are quashed along with all subsequent proceeding if any undertaken in pursuance thereof.

Petition stands disposed of.

21.04.2015

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(RAJ MOHAN SINGH)
JUDGE