

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

CWP No. 11277 of 2015

DATE OF DECISION : 23.07.2015

Kamaldeep Singh

.... PETITIONER

Versus

State of Punjab and others

.... RESPONDENTS

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present : Mr. L.S. Sidhu, Advocate,
for the petitioner.

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SATISH KUMAR MITTAL, J. (Oral)

The petitioner, who by profession is a Transporter and is running a Transport Company, has filed this petition seeking quashing of notification dated 03.06.2014 (Annexure P-8), whereby in exercise of powers under Section 7 (2) of the Punjab Agricultural Produce Markets Act, 1961 (hereinafter referred to as 'the Act'), Sabji Mandi, Village Mohali, has been notified as sub market yard.

The grouse of the petitioner is that the said sub market yard is situated in a thickly populated village area. Because of notifying of the said area as sub market yard, many persons are effected. It is causing nuisance and traffic hazardous for the residents of the village. Therefore, a prayer has been made that the said market yard be shifted to some other place and the

aforesaid notification be set aside.

In our view, many factual aspects have been raised in the instant petition. The Punjab Mandi Board has been empowered under the Act to declare any area as sub market yard. The problem raised by the petitioner can be looked into only by the Punjab Mandi Board. Thus, we are of the opinion that the petitioner has a remedy to approach the Punjab Mandi Board for redressal of his grouse with regard to shifting of the sub market yard. In these circumstances, we are not inclined to entertain this petition.

Dismissed with liberty to the petitioner to approach the Punjab Mandi Board, for redressal of his grouse.

**(SATISH KUMAR MITTAL)
JUDGE**

July 23, 2015
ndj

**(HARINDER SINGH SIDHU)
JUDGE**