

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

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CWP No. 12770 of 2015

DATE OF DECISION: July 01, 2015

Sewa Singh and another

.....Petitioner

VERSUS

Punjab State Power Corporation Ltd. and others

.....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. S.S.Chatrath, Advocate,
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of the counsel for the petitioners that the petitioners were permitted to use the path, which was in existence till the time alternative path under acquisition is made available. This he submits on the basis of the communication dated 13.07.1974. Since then, the petitioners were using the said path but now the Electricity Department has erected a wall and a gate and are not permitting the petitioners to use the said path. He thus, contends that without providing an alternative path, the access to the petitioners has been restricted. Counsel contends that the petitioners have already served a notice through counsel dated 06.02.2015 (Annexure P-5) upon respondents No. 2 and 3 but no decision thereon, till date, has been taken or conveyed to the petitioners. He states that the petitioners, at this stage, would be satisfied if a direction is issued to the XEN, Punjab State Power Corporation Ltd, Jalandhar Division, District Jalandhar-respondent No. 2 and the Sub-Divisional Officer, Sub Division

Adampur, District Jalandhar-respondent No. 3 to consider and decide the legal notice dated 06.02.2015 (Annexure P-5) served by the petitioners within some specified time.

Without going into the merits of the case or commenting thereon, the present petition is disposed of with directions to the XEN, Punjab State Power Corporation Ltd, Jalandhar Division, District Jalandhar-respondent No. 2 and the Sub-Divisional Officer, Sub Division Adampur, District Jalandhar-respondent No. 3 to consider and decide the legal notice dated 06.02.2015 (Annexure P-5) served by the petitioners within a period of two months from the date of receipt of certified copy of this order. Decision so taken be conveyed to the petitioners forthwith.

July 01, 2015
pj

(AUGUSTINE GEORGE MASIH)
JUDGE