

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

CWP No. 16777 of 2013 (O&M)

Date of decision: 26.05.2015

Sukhdev Singh and others

...Petitioners

Versus

U.T., Chandigarh and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Hittan Nehra, Advocate for the petitioners.

Mr. Aman Dhir, Advocate for
Ms. Smriti Dhir, Advocate
for respondents Nos. 1 & 2.

Mr. Sanjiv Ghai, Advocate
for respondents Nos. 3 to 5.

Jitendra Chauhan, J. (Oral)

By way of the instant writ petition, under Articles 226/227 of the Constitution of India, the petitioners seek quashing of the notices issued by respondent No.4 to the petitioner (Annexure P8 colly.), vide which the rent of the sites of the petitioners had been enhanced, the terms and conditions (Annexure P-9), issued by respondent No.5, the impugned order dated 10.12.2012 (Annexure P-10) and impugned notices (Annexure P-11 colly.), issued by respondent No.5, to the petitioners.

The learned counsel for the petitioners states that he will be satisfied in case the present petition is disposed of in terms of CWP No. 23417 of 2010, decided on 10.02.2015, titled as **Vijay Kumar and others** Vs. **U.T., Chandigarh and others**. However, the learned

counsel prays that the petitioners being the petty shopkeepers are not able to make the payment of the outstanding dues in one vow. Therefore, they be allowed to deposit the same in three easy installments.

On the other hand, the learned counsel for the respondents state that the outstanding payment deserves to be made along with interest.

Considering the fact that the petitioners are small shopkeepers dealing in the goods which are used in day to day life, therefore, the Court is inclined to accept the prayer of the petitioners. Accordingly the respondent No.3 is directed to notify the details of total outstanding amount to the petitioners within three weeks from today and paste a copy thereof on the notice board of the office and a copy be also given to the petitioners on demand. The petitioners shall deposit the first installment of half amount of the outstanding dues within two weeks thereafter and the remaining balance amount will be paid in two equal installments, after a gap of 45 days of each installment. It is made clear that no further extension shall be granted and in case of default in any of the installment, this writ petition will be deemed to be dismissed without further notice to the petitioners.

The petition is disposed in the above said term.

26.05.2015

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(JITENDRA CHAUHAN)
JUDGE