

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 13713 of 2015

Date of Decision: 13.7.2015

The F-Block Residential Welfare Association, Sirsa

....Petitioner.

Versus

State of Haryana and others

...Respondents.

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL.
HON'BLE MRS. JUSTICE REKHA MITTAL.**

PRESENT: Mr. Atul Lakhanpal, Senior Advocate with
Mr. Arjun Lakhanpal, Advocate for the petitioner.

AJAY KUMAR MITTAL, J.

1. In this writ petition filed under Articles 226/227 of the Constitution of India, the petitioner has prayed for issuance of a writ in the nature of mandamus directing the respondents to retain the premises allotted to the Education Department for running a primary school in F-Block, MT, Sirsa as the primary school only and not to convert it into Women Police Station and to quash the decision of the Government for conversion of the building of the primary school to a Women Police Station, Sirsa.

2. In the F-Block of which the petitioner is the welfare society, Haryana Urban Development Authority (HUDA) had allotted the site for primary school along with the building constructed thereon to the Education Department vide its letter dated 6.7.2005 and the petitioner received the information regarding allotment of the land vide letter dated 17.6.2015 (Annexure P-1 Colly). The Administration is now proposing to set up a Women Police Station in the premises allotted to the Education

Department and for that a letter dated 12.6.2015 (Annexure P-2) has been sent by respondent No.3 to respondent No.4 seeking permission to convert the above referred premises into Police Station. Respondent No.4 vide letter dated 12.6.2015 (Annexure P-3) informed the authorities that the premises in question could not be used as the building required repair and no funds were sanctioned for the same. Though the decision to transfer the building is to be taken by the HUDA, yet without waiting for the permission, the local police has started renovation of the premises. The petitioner made a representation dated 22.6.2015 (Annexure P-4) to respondent No.4, but no response has been received till date. Hence, the present writ petition.

3. Learned counsel for the petitioner submitted that for the relief claimed in the writ petition, the petitioner has moved a representation dated 22.6.2015 (Annexure P-4) to respondent No.4, but no action has so far been taken thereon.

4. After hearing learned counsel for the petitioner, perusing the present petition and without expressing any opinion on the merits of the case, we dispose of the present petition by directing respondent No.4 to take a decision on the representation dated 22.6.2015 (Annexure P-4), in accordance with law by passing a speaking order and after affording an opportunity of hearing to the petitioner within a period of one month from the date of receipt of certified copy of the order.

(AJAY KUMAR MITTAL)
JUDGE

July 13, 2015
gbs

(REKHA MITTAL)
JUDGE