

IN THE HIGH COURT FOR THE STATES OF PUNJAB
AND HARYANA AT CHANDIGARH.

CWP No. 15290 of 2015. [O&M]

Date of Decision: 28th July, 2015.

Sardul Singh & Ors.

Petitioners through

Mr. Arunjeet Singh Kakkar, Advocate

Versus

State of Punjab & Ors.

Respondents.

CORAM:HON'BLE MR. JUSTICE SURYA KANT

HON'BLE MR. JUSTICE P.B.BAJANTHRI

- 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?**

SURYA KANT, J. [ORAL]

The petitioners, who are residents of village Golewala, Tehsil & District Faridkot are aggrieved against Punjab Government notification dated 22.10.2014 whereby the State Government has constituted Animal Welfare Society for management of cattle pond under the supervision of Deputy Commissioner in every District to look after the stray animals.

They are also aggrieved by the order dated 14.05.2015 of the Deputy Commissioner whereby a part of the land which was being leased out on annual lease basis to the first petitioner in village Golewala, has been earmarked for the above said State Government project.

It is not in dispute that the subject land is owned by the State Government and obviously the first petitioner has not acquired any indefeasible right to seek a perpetual lease through annual bid. The decision taken by the State Government is *ex-facie* in public interest and it being a matter of policy, it is not expedient for this

Court to interfere, save in a case where the policy militates against any Statutory or Constitutional provisions.

The petitioners are nevertheless said to have represented the Deputy Commissioner, especially suggesting an alternative site for the subject project. While we do not express any views with regard to the suitability or availability of the alternative land and such a decision has to be taken at the end of the Deputy Commissioner being the Competent Authority, we dispose of this writ petition with a direction to the Deputy Commissioner, Faridkot that if there is any such representation moved by the petitioners and/or residents of the village or if the petitioners submit any supplementary representation within one week, let the same be considered and disposed of, in accordance with law and Government policy.

Disposed of. Dasti.

(SURYA KANT)
JUDGE

July 28, 2015.
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(P.B.BAJANTHRI)
JUDGE