

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No. 19162 of 2015 (O&M)

Date of Decision: 11.09.2015

Vinayak Sales Corporation & others

--Petitioners

Versus

Union of India & others

--Respondents

**CORAM:- HON'BLE MR.JUSTICE S.J. VAZIFDAR.
HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.**

Present:- Mr. Rajiv Malhotra, Advocate for the petitioners.

S.J. VAZIFDAR, A.C.J. (Oral)

The petitioners' apprehension is that the official respondents i.e. Respondents no.1 to 5 may encroach upon their property for the purpose of building a service lane below a fly over. Petitioners further contend that on the other side of the fly over there are encroachments and that without removing the encroachment and constructing a service lane there, the official respondents are constructing two service lanes on the other side of the road, where their properties are situated. We do not find anything on record to indicate that the petitioners have made any representation regarding their grievance to the official respondents. Nor do we find anything to indicate that the official respondents will put up any construction on the petitioners' property without due process of law.

It is essential in the first instance for the petitioners to make a representation to the respondents regarding their grievance. They are at liberty to adopt appropriate proceedings in the event of their representation not being responded to. The official respondents are directed to respond to the representation(s) of the petitioners within a period of two weeks of the receipt thereof.

Disposed of.

**(S.J. Vazifdar)
Acting Chief Justice**

**(Tejinder Singh Dhindsa)
Judge**

11.09.2015
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