

CWP No.9402 of 2015

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

CWP No.9402 of 2015

Date of Decision: May 13, 2015

**M/s Om Gram Udyog Samiti (Regd.), Ramgarh
Sandhuan (Lehragaga) Sangrur & others**

...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Manish Kumar Singla, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (Oral):

Counsel for the petitioners contends that the grievance of the petitioners is that respondents No. 5 and 11 are not permitting the petitioners to use any other vehicle for the transportation of their goods except the trucks and other vehicles registered with the Truck Union. This, the counsel for the petitioners contends, is not permissible in law as it violates Article 19 (1) (g) of the Constitution of India, which gives the right to carry on any occupation in the manner they want. The action of respondent No. 5-Union being violative of the law cannot be sustained.

Counsel for the petitioners further contends that the petitioners have highlighted this grievance through a representation/complaint to the Senior Superintendent of Police, Sangrur, dated 05.05.2015 (Annexure P-2), which, till date, has not

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been responded to. Apart from this, an application was also submitted to the Station House Officer, Police Station Lehragaga, District Sangrur, dated 04.05.2015 (Annexure P-1) which also has not been acted upon till date.

Counsel for the petitioners has referred to the orders passed by this Court in CWP No. 5497 of 2015 titled as **M/s Dharampal Rice Mills & thers Vs. State of Punjab and others**, decided on 25.03.2015 (Annexure P-3), to contend that the petitioners are entitled to protection of law and any violation thereof by the respondents needs to be taken seriously and appropriate steps be taken by the competent authority in this regard. His submission is that the petitioners, at this stage, would be satisfied if a direction is issued to The Senior Superintendent of Police, Sangrur and The Station House Officer, Police Station Lehragaga, District Sangrur, respondents No. 3 and 4 respectively, to consider and decide the complaint/representation dated 04.05.2015 and 05.05.2015 (Annexures P-1 and P-2 respectively) 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 Senior Superintendent of Police, Sangrur and the Station House Officer, Police Station Lehragaga, District Sangrur, respondents No. 2 and 4 respectively, to consider and decide the complaint/representation/application dated 04.05.2015 and 05.05.2015 (Annexures P- 1 and P-2 respectively) within a period of

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two weeks from the date of receipt of certified copy of this order and if some substance is found therein, appropriate steps, in accordance with law, be initiated thereafter.

May 13, 2015
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE