

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

COCP No. 1140 of 2015 (O&M)
Date of decision: September 28, 2016

Amardeep Bus Service Regd. Mansa

...Petitioner

Versus

Sh. Damanjeet Singh Maan and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr. Satbir Gill, Advocate
for the petitioner.

Mr. PS Bawa, Advocate,
for respondents No. 1 and 2.

Mr. Anant Kataria, DAG, Punjab.

RAKESH KUMAR JAIN, J.

This petition is filed for the alleged disobedience of the order dated 23rd January, 2015 passed in CWP No. 12558 of 2014.

Learned counsel for the petitioner has submitted that in the order dated 23rd January, 2015, it was recorded that during the pendency of the writ petition, time table has been fixed by the competent authority and the writ petition was rendered infructuous, but in fact, the respondents had not fixed the time table.

After notice, reply has been filed on behalf of the respondents in which it is averred that vide letter dated 22nd January, 2015, learned counsel for the State was informed that the details of the time table have been finalized/approved on the dates mentioned against each route and it

was made clear that time table for the remaining portion of the route Mansa Talwandi Saboo-Bathinda and Rampura to Reond via Maur-Mansa-Boha-Rattian are to be finalized/approved by their office and the process to finalize the time tables for the above routes is under consideration and some more time is required. It is also submitted that the petitioner was given provisional adjustment of time table on Mansa-Talwandi-Bathinda route on 19th March, 2015, but did not operate nor got it extended. The respondents have also tendered unqualified apology and stated that they are ready to take corrective steps as per the direction of this Court.

I have heard learned counsel for the parties and perused the record.

No doubt, the writ petition filed by the petitioner was disposed of as infructuous by the Court because information was supplied to the Court that the time table has been fixed by the competent authority, but it appears that there was a communication gap and as a result thereof, it could not be brought to the notice of the court that the time table was yet to be finalized/approved and the petitioner was given provisional adjustment, vide order dated 19th March, 2015, but he did not avail that concession.

Be that as it may, the petitioner has been unnecessarily harassed at the hands of the respondents as he has to file this petition incurring expenses, which could have been avoided, had an appropriate statement been made by the respondents at that time when the case was disposed of by this Court. However, as it is alleged that due to communication gap the statement was made and the respondents have tendered unqualified apology for their lapse, therefore, taking lenient view, the present petition is

disposed of with the direction to the respondents to fix the time table of the petitioner's route, as per the order passed by this Court in the writ petition which was disposed of on 23rd January, 2015 and also pay to the petitioner a sum of ₹50,000/- as costs which shall be borne by both the respondents.

With these observations, the present petition is disposed of.

September 28, 2016
prem

(RAKESH KUMAR JAIN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No