

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CWP No.3051 of 1996
Date of decision:22.11.2016**

National Cooperative House Building Society Ltd.

...Petitioner

Versus

Punjab State Electricity Board and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: None for the petitioner.
Mr.R.L.Sharma, Advocate for respondents No.1 and 2.
Mr.Yatinder Sharma, Addl.A.G., Punjab.

RAMESHWAR SINGH MALIK, J. (Oral)

Instant writ petition is directed against the order dated 30.10.1995 (Annexure P-10) passed by respondent No.4, whereby the revision petition filed by the Punjab State Electricity Board-respondent No.1 against the order dated 3.8.1994 of District Magistrate, Roopnagar, was allowed by respondent No.4.

Notice of motion was issued and in compliance thereof, written statement was filed on behalf of respondents No.1 and 2. Thereafter, writ petition was admitted for regular hearing vide order dated 22.1.1997 passed by a Division Bench of this Court. That is how, this Court is seized of the matter.

Learned counsel for contesting respondents No.1 and 2 pointed out that nobody is taking interest in this case on behalf of the petitioner, probably for the reason that petitioner is no more interested in pursuing the instant writ petition. Learned counsel, who initially filed the present writ petition, is stated to be no more. Nobody has ever appeared on behalf of the

petitioner-society as and when the case was taken up for hearing after its admission. There is a report dated 15.9.2016 available on record to the effect that notice issued to the petitioner was received back with the report that no such office is situated at the given address.

On merits, learned counsel for respondents No.1 and 2 submits that power sub-station was set up by the Punjab State Electricity Board after acquiring the land and paying due compensation to its true owner-petition. Power sub-station is working from the site for the last more than 20 years. In this view of undisputed fact situation, petitioner-society does not seem to be entitled for any relief at the hands of this Court, at this stage. This seems to be the reason that nobody is taking any interest on behalf of the petitioner-society.

In view of the above, present writ petition is disposed of. However, liberty is granted to the petitioner-society to get the present writ petition revived within a period of three months, if so desired.

Disposed of, accordingly.

22.11.2016
mks

(RAMESHWAR SINGH MALIK)
JUDGE