

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

**Civil Writ Petition No. 20676 of 2016
Date of Decision: 3.10.2016**

M/s Velvet Resorts (P) Ltd. and another

.....Petitioners

Vs.

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr. Vikas Bahl, Sr. Advocate with
Mr. Ramandeep Singh, Advocate
for the petitioners.

RAMESHWAR SINGH MALIK J. (ORAL)

Present writ petition is directed against the show cause notice dated 9.9.2016 (Annexure P-3).

Learned senior counsel for the petitioner submits that petitioner has already filed his detailed reply dated 22.9.2016 (Annexure P-12) and representation dated 26.9.2016 (Annexure P-13) to the abovesaid impugned show cause notice and the matter is pending consideration before the competent authority. He further submits that petitioner will be satisfied in case the Executive Engineer, Patiala Drainage Division, Patiala-respondent No.2 is directed to look into the matter and pass an appropriate order after considering his detailed reply and representation (Annexure P-12 and P-13), but till such an order is passed, the impugned show cause notice (Annexure P-3) may be ordered to be kept in abeyance.

Amit Kumar
2016.10.05 10:15
I attest to the accuracy and
integrity of this document

Having heard learned senior counsel for the petitioner and without expressing any opinion merits of the case, lest it should be prejudice the rights of either of the parties, present writ petition is disposed of with a direction to the Executive Engineer, Patiala Drainage Division, Patiala-respondent No.2 to consider the self contained reply and representation filed by the petitioner in the form of Annexures P-12 and P-13, grant him opportunity of hearing and thereafter, he shall pass an appropriate order at an early date, strictly in accordance with law.

However, keeping in view the peculiar facts and circumstances of the present case, it is further directed that till respondent No.2 passes an appropriate order in the matter, impugned show notice dated 9.9.2016 (Annexure P-3), shall remain in abeyance and no coercive action shall be taken against the petitioner. It would be appropriate if respondent No.2 ensures carrying out of demarcation at the site, associating the petitioner therein.

With the abovesaid observations made and directions issued, present petition stands disposed of.

(RAMESHWAR SINGH MALIK)
JUDGE

3.10.2016
Ak Sharma

Whether speaking/reasoned Yes/No
Whether reportable: Yes/No