

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

**Civil Writ Petition No. 21608 of 2016
Date of Decision: 19.10.2016**

Saroj Rani and others

.....Petitioners

Vs.

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr. Sandeep Moudgil, Advocate and
Mr. Sunil Doda, Advocate
for the petitioners.

RAMESHWAR SINGH MALIK J. (ORAL)

Feeling aggrieved against the order dated 25.5.2015 (Annexure P-2) passed by Municipal Council, Abohar, petitioners have approached this Court by way of instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of Certiorari, for quashing the impugned order.

Heard learned counsel for the petitioners

During the course of hearing, it has transpired that petitioners have got an equally efficacious alternative remedy before the Deputy Commissioner under Section 232 of the Punjab Municipal Act, 1911 ('the Act' for short). It is also not in dispute that petitioners have not approached the Deputy Commissioner, before filing the present writ petition. It is also pertinent to note here that under Section 233 of the Act, the Deputy Commissioner is enjoying extraordinary powers to be exercised in the case of emergency.

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In view of the above, present writ petition is disposed of, relegating the petitioners to their alternative remedy provided under Section 232 of the Act. It goes without saying that as and when the petitioners approach the Deputy Commissioner, their grievance shall be considered and decided at an early date, by passing an appropriate order thereon, strictly in accordance with law.

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

(RAMESHWAR SINGH MALIK)
JUDGE

19.10.2016
Ak Sharma

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