

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

**CWP No.22285 of 2016
Date of decision: 26.10.2016**

Hari Kishan

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Jagjeet Beniwal, Advocate
for the petitioner.

RAMESHWAR SINGH MALIK, J. (ORAL)

Feeling aggrieved against the alleged inaction on the part of respondent authorities, petitioner has approached this Court, by way of present writ petition under Article 226/227 of the Constitution of India, seeking a writ in the nature of mandamus.

Learned counsel for the petitioner submits that although the petitioner is only seeking a writ in the nature of mandamus, yet he did not approach the competent authority i.e. Deputy Commissioner, Bhiwani-respondent No.2 by moving an appropriate representation or legal notice, before filing the present writ petition. He further submits that given an opportunity, petitioner shall approach Deputy Commissioner, Bhiwani by moving an appropriate representation within a period of one month and he may be directed to consider and decide the same within a reasonable time.

Having heard the learned counsel for the petitioner and without expressing any opinion on merits of the case, lest it should prejudice the rights

of either of the parties, present writ petition is disposed of, with a direction to Deputy Commissioner, Bhiwani-respondent No.2 that if the petitioner approaches him by moving an appropriate representation within a period of one month from today, he shall consider and decide the same at an early date, by passing an appropriate order, strictly in accordance with law and also keeping in view the stand taken on behalf of authorities of the State Government as respondents No.2 to 4 in CWP No.1827 of 2012 vide its written statement (Annexure P-1). Deputy Commissioner, Bhiwani-respondent No.2 shall pass the appropriate order within a period of three months from the date of receipt of certified copy of this order.

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

26.10.2016

vishnu

[RAMESHWAR SINGH MALIK]
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No