

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

**CWP No.22382 of 2016
Date of decision:26.10.2016**

Lakhvir Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr.M.S.Joshi, 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 instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of mandamus.

Learned counsel for the petitioner, at the very outset, fairly states that though the petitioner is seeking only a writ in the nature of mandamus, but he did not approach the respondent authorities by moving an appropriate representation or legal notice before filing the present writ petition. He further submits that given an opportunity, petitioner shall approach respondent No.2 within a period of four weeks from today by moving an appropriate representation and respondent No.2 may be directed to consider and decide the same, by passing an appropriate order at an early order.

Having heard the learned counsel for the petitioner and without expressing any opinion on the merits of case, lest it should prejudice the rights of either of the parties, the instant writ petition is disposed of, with a direction to the Director, Rural Development and Panchayat Department,

Punjab-respondent No.2 that if the petitioner approaches him by moving an appropriate representation within a period of four weeks from today, he shall consider and decide the same at an early date, by passing an appropriate order thereon, strictly in accordance with law but in any case within a period of three months from the date of receipt of representation from the petitioner. While passing the appropriate order, respondent No.2 shall also consider the observations made by a Division Bench of this Court vide its order dated 29.5.2015 (Annexure P-3) passed in CWP No.11727 of 2015 (Lakhvir Singh Vs. State of Punjab and others) and also order dated 3.7.2015 passed by the Collector (Annexure P-4) as well as the enquiry report dated 30.9.2015 (Annexure P-5).

With the above-said observations made and directions issued, the instant writ petition stands disposed of.

26.10.2016
mks

(RAMESHWAR SINGH MALIK)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No