

In the High Court of Punjab and Haryana at Chandigarh

C.W.P. No. 27360 of 2013
Date of Decision: May 10, 2016

Pushpa Rani

... Petitioner

Versus

State of Haryana and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH
DHALIWAL**

Present: Ms. Richa Mittal, Advocate,
for Mr. Inderjeet Sharma, Advocate,
for the petitioner.

Mr. Rajneesh Chadwal, DAG, Haryana.

Mr. Deepak Balyan, Advocate,
for respondent No.2.

Mr. Rajesh Gupta, Advocate,
for respondent No.4.

Paramjeet Singh Dhaliwal, J. (Oral)

Instant writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondents no.2 and 3 to take appropriate action against respondent no.4, who is running a flour mill illegally in the residential area.

In pursuance of notice of motion, respondents no.2 and 3 filed their respective replies.

Respondent No.3, in his reply, has specifically mentioned in para no.1 that action was taken against the Atta Chakki after issuing notices under Sections 262, 309 and 261 of the Haryana Municipal Corporation Act, 1994 (hereinafter referred to as the “Act”) and said Atta Chakki was

sealed under Section 263-A of the Act vide order dated 14.02.2015. Against that order, respondent no.4 preferred an appeal before the Commissioner, Ambala Division, Ambala. The Commissioner vide order dated 05.05.2015 has set aside the order dated 14.02.2015 and Atta Chakki was de-sealed.

Since the action has already been taken by the respondents, present petition is dismissed as infructuous. However, petitioner will be at liberty to challenge the orders passed by the authorities.

May 10, 2016
vkd

[Paramjeet Singh Dhaliwal]
Judge

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