

In the High Court of Punjab and Haryana at Chandigarh

**C.W.P. No. 5075 of 2016
Date of Decision: March 17, 2016**

Mahesh Kumar

... Petitioners

Versus

State of Haryana and others

... Respondents

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

Present: Ms. Neelam Nehra, Advocate,
for Mr. J.P. Rana, Advocate,
for the petitioner.

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. 1 to 3 to remove/demolish the illegal encroachment over the land of the Municipal Corporation made by respondent no.4.

I have heard learned counsel for the petitioners and perused the record.

Learned counsel for the petitioner submits that petitioner has already made representations dated 06.01.2015 (Annexure P/1) and dated 12.06.2015 (Annexure P/4). Thereafter, he has sent a legal notice dated 23.02.2016 (Annexure P/9) specifically stating therein that respondent no 4 has encroached upon the land of the Municipal Corporation and has made illegal construction thereon, but no action has been taken so far.

Keeping in view the submissions made by learned counsel for the petitioner and also keeping in view the reports dated 23.01.2015 (Annexure P/2) and dated 09.09.2015 (Annexure P/7), this Court deems it fit and proper that direction can be issued to respondent no.3 to look into the grievance of the petitioner, specifically made in the legal notice (Annexure P/9) and pass an appropriate order within a period of three months from the date of receipt of certified copy of this order. If there is any encroachment, he shall proceed in accordance with law. Ordered accordingly.

Disposed of.

March 17, 2016
vkd

[Paramjeet Singh Dhaliwal]
Judge