

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

CWP No. 6566 of 2016

Date of decision: 02.08.2016.

Aseem Takyar

..... Petitioner.

Versus

Union of India and others

.....Respondents.

**CORAM: HON'BLE MR. JUSTICE S.S. SARON
HON'BLE MS. JUSTICE LISA GILL**

Present: Mr. Johan Kumar, Advocate, for the petitioner.

S.S. SARON, J.

The petition has been filed in the nature of public interest for directing the respondents to construct footpaths for public at service roads adjoining the National Highway No. 8 i.e. the Delhi-Gurgaon Expressway.

At the time of filing the petition, the Registry of this Court raised certain objections regarding maintainability of the Public Interest Litigation and also referred to a judgment by a Division Bench of this Court in the case of 'Ajaib Singh and another v. State of Punjab and others', CWP No. 15987 of 2013, decided on 26.07.2013, which, it was stated by the Registry, was available on the High Court website.

Learned counsel for the petitioner did not comply with the objections and re-filed the same. Again, objections were raised to the effect that the earlier objections that were raised had not been complied with. The learned counsel for the petitioner in response to the same stated that the petitioner had given his details in para No. 2 of the present writ petition and the present case was within the maintainability of Public Interest Litigation

Rules, 2010 and it be placed before the Bench.

In para No. 2 of the petition, it is stated by the petitioner that he is a public spirited person and an RTI activist; besides, he has filed numerous petitions prior to the present petition. A reference has been made to the earlier petitions filed. In the affidavit that has been filed, it is stated that he is an RTI activist and is CEO of the Arman Auto Components, IMT, Manesar, Gurgaon by which he earns his livelihood. Though the petitioner is shown to have filed earlier petitions, but the contribution to the cause of public except for filing the petitions is lacking.

Be that as it may, in the present petition, the petitioner has not shown that he approached any authority emphasizing the need to construct footpaths for the public on the service road adjoining the National Highway No.8 i.e. the Delhi-Gurgaon Expressway. He has directly filed the present petition to provide those facilities.

Learned counsel for the petitioner in the circumstances prays that he may be for the present allowed to withdraw the petition and approach the authorities in the first instance.

Dismissed as withdrawn.

(S.S. SARON)
JUDGE

(LISA GILL)
JUDGE

02.08.2016
Ramesh

Note:

1. Whether speaking/reasoned : Yes
2. Whether reportable : No