

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

C.W.P No. 11139 of 2015 (O&M)
Date of decision : July 31, 2017

Narinder Pal and others,

..... Petitioners

v.

The State Transport Commissioner and others,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Anil Ahluwalia, Advocate
for the petitioners.

Mr. HS Sitta, AAG Punjab

Ajay Tewari, J (Oral)

By this writ petition, the petitioners have sought a mandamus directing the respondents to stop illegal operation of three wheelers being plied beyond the limit of permits granted to them.

In the reply, the stand taken is that the respondents are making all out efforts to curb this illegal practice. The ground being raised by counsel for the petitioners today is that in fact enough is not being done and more can be done.

In my opinion, no mandamus can be issued for such a thing. It is akin to a legal importer of gold seeking mandamus to the government for stopping smuggling of gold. No doubt it is the duty of the State and in fact is making efforts to stop illegal plying of vehicles. Consequently, finding

no merit in this writ petition, the same is dismissed.

Since the main case has been decided, the pending C.Ms, if any, also stand disposed of.

July 31, 2017
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No