

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

CWP-16773-2017 (O & M)

Date of decision: 31.07.2017

Bhagwan Singh

....Petitioner

V/s

Deputy Commissioner, Tarn Taran and ors.

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Amit Arora, Advocate for the petitioner.

Mr. Vikas Mohan Gupta, Addl.A.G., Punjab.

Rajan Gupta, J. (Oral)

Present petition has been filed seeking a direction to the official respondents to take action against respondents No.4 who is running welding and cutting shop in a busy public area. It has been contended that the same is in violation of Indian Explosive Act, 1884 and Gas Cylinder Rules, 1940.

Admittedly, respondent No.4 is a tenant of the petitioner. The shop was let-out to him in the year, 2004 for car repair work-shop. Petitioner knowing well about the nature of the business to be carried out in the shop, rented out the same. Present writ petition has been filed with an oblique purpose of taking initiating action against respondent No.4 despite the fact that the petitioner himself is responsible for in turning the residential area into a work-shop area. It is inexplicable how the present petition is maintainable. Besides, some civil proceedings are also stated to be pending.

Keeping in view the facts and circumstances of the case and

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prayer by adopting a circuitous route, petition is dismissed with Rs.20,000/- as costs. Respondent-authority shall be at liberty to consider the representation, if any, submitted by the petitioner. If petitioner is found responsible, it shall take action against him as well.

July 31, 2017
sukhpreet

(RAJAN GUPTA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No