

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

CWP No. 4816 of 2016

Date of decision : 17.07.2017

Swaran Singh & anr.

...Petitioners

V/s

State of Haryana & ors.

...Respondents

BEFORE : HON'BLE MR. JUSTICE RAJAN GUPTA

Present: None for the petitioners.

Mr. Rohit Arya, Asst. A.G. Haryana.

RAJAN GUPTA J.

Petitioners seek a writ in the nature of mandamus to restrain the defendants from constructing a road above the plinth level of the houses of local inhabitants of Azad Nagar, Kurukshetra. It appears that during the pendency of this petition, a Local Commissioner was appointed vide order dated 31.03.2017. He has already submitted his report.

Petition is disposed of with the direction to respondents no. 2 & 3 to look into the matter in light of the report submitted by the Local Commissioner. In case, it is found that parties are at variance with regard to their respective stand, petitioners shall be at liberty to avail the remedy of civil suit so that issue can be decided by way of leading evidence.

July 17, 2017

Ajay

(RAJAN GUPTA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No