

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.458 of 2017.

Date of Decision: January 13, 2017

Kitchlu Nagar Market Association and anotherPetitioners

versus

State of Punjab and othersRespondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE SUDIP AHLUWALIA.**

Present: Mr.S.S.Salar, Advocate, for the petitioners.

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1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Surya Kant, J. (Oral)

The instant writ petition appears to have been filed to take undue advantage of the public property which is lying unutilized in the vicinity of petitioners' locality.

It is the conceded position that as per the Development Scheme formulated by the Improvement Trust, Ludhiana, the subject site is reserved for construction of Rehri Market but instead thereof, the authorities have decided to construct an 'old age home' at the site. It further appears that for so many years when the plot was not utilized for the earmarked purpose, the residents in the close vicinity developed it as a park. The petitioner-Association now claims that it should be retained as a park only.

In our considered view, the claim is wholly mis-conceived and mis-directed. The noble cause of constructing old-age home serves the larger public interest as old senior citizens deserve to be well looked-after in the evening of their life. The second petitioner appears to have an axe to

grind against local politicians and with a view to settle score, he has rushed to this Court to declare the site a park.

No case to interfere with the letter dated 27.12.2016 is made out.

Dismissed.

[SURYA KANT]
JUDGE

January 13, 2017
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[SUDIP AHLUWALIA]
JUDGE

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