

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

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CWP-15627-2016

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Date of Decision: 02.05.2018

KARNVIR SHENTY THAMAN

....Petitioner(s).

Versus

STATE OF PUNJAB AND ORS.

....Respondent(s).

**CORAM:- HON'BLE MR. JUSTICE AJAY KUMAR MITTAL
HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL**

Present: Mr. Maninder Arora, Advocate for
Mr. Vikas K. Gupta, Advocate
for the petitioner.

Mr. Shireesh Gupta, Sr. DAG, Punjab.

Mr. G.S. Attariwala, Advocate
for respondent No.4.

ANUPINDER SINGH GREWAL, J.

This petition, which has been filed as public interest litigation seeks direction to respondent No.4 to take over the charge of 63 lights at Banur from respondent No.3.

2. It is stated that in the year 2010, the Landra-Banur-Tepla road was widened in the year 2011. 63 lights were installed after incurring an expenditure of ₹ 25 lakh. The lights were to be handed over to Municipal Council, Banur, which was supposed to maintain the same. However, the Municipal Council, Banur has not taken over charge of the lights although, Executive Engineer, Public Works Department, Mohali has written to it on 07.08.2012 (Annexure P-2). The Executive Officer, Public Works Department also wrote a letter to the Deputy Commissioner, Mohali on 15.10.2012 requesting him to direct the Municipal Council to take

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charge of the lights. It is also stated that although several letters were written even thereafter by various officers but respondent No.4 has not taken charge of the lights.

3. Reply on behalf of respondent No.4 has been filed by Executive Officer, Municipal Council, Banur which is taken on record. It is stated in the reply that an amount of ₹ 1,01,048/- is due on account of arrears of electricity bills for the maintainance of the street which is responsibility of respondent No.3. It is also stated that respondent No.4 is willing & ready to take charge of the street lights provided respondent No.3 clears the afore-noted amount towards electricity charges.

4. Reply was filed in Court today on behalf of respondents No.1 and 3, wherein it is stated that respondent No.3 has made the payment of electricity bill No.51 dated 15.03.2015 for ₹ 1,01,048/- to the Punjab State Power Corporation Limited.

5. Therefore, as respondent No.3 has made the payment of the outstanding amount, there is no impediment in the way of respondent No.4 taking over the maintainance of the street lights.

6. Consequently, the petition is disposed of with direction to respondent No.4 to forthwith take over the maintainance of the street lights as described in the petition.

(AJAY KUMAR MITTAL)
JUDGE

(ANUPINDER SINGH GREWAL)
JUDGE

02.05.2018

SwarnjitS

Whether speaking/reasoned : YES/NO
Whether reportable : YES/NO