

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.13760 of 2018.

Date of Decision: August 23, 2018.

Jai Ram and another

.....Petitioners

versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDIP AHLUWALIA.

Present: Mr.Mukand Gupta, Advocate, for the petitioners.

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Surya Kant, J. (Oral)

The controversy in this case pertains to the right of Municipal Corporation, Ludhiana, to levy compound and penal interest on delayed and/or non-payment of installments as per the terms and conditions of allotment of commercial site measuring 100 square yards which was allotted to the petitioner in an open auction held on 21.05.2013.

Counsel for the petitioner states that since the respondents were threatening to resume the site, the petitioners have deposited the due amount including the penal and compound interest, though under protest.

In the light of the afore-said stand taken by the petitioners and the fact that the impugned communication is by the Zonal Commissioner, Municipal Corporation, Ludhiana, whose order can be successfully assailed before the State Government, the writ petition is disposed of with liberty to the petitioners to approach the State Government questioning the levy of penal and compound interest. If any such representation is made, Principal Secretary, Department of Urban Bodies to the State Government is directed to consider and decide the same in accordance with law, within a period of four months from the date of its submission.

[SURYA KANT]
JUDGE

August 23, 2018

mohinder

(SUDIP AHLUWALIA)

JUDGE

Whether speaking/reasoned

:

Yes/No

Whether Reportable

:

Yes/No