

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.1691 of 2018

Date of decision: October 10, 2018

Satya Rani

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Hazara Singh, Advocate for
Mr. Vaibhav Sehgal, Advocate for the petitioner.

Mr. Sahil Sharma, DAG, Punjab.

Mr. Tarun Sharma, Advocate for
Mr. R.S. Bajaj, Advocate for respondents No.2 & 3.

Rajan Gupta, J.(oral)

Petitioner has impugned the order dated 05.08.2016, passed by the Area Inspector, Municipal Corporation, Ludhiana, operative part thereof reads as under:-

“Regarding your other applications dated 16.02.2016 wherein you have again prayed for allotment of number, the Technical Head of Municipal Corporation has clearly stated that your property does not fall under Town Planning Scheme (Kalyan Nagar Bajwa Nagar) and site falls under category of Permanently Prohibited for building operation. Therefore, number cannot be allotted. Photocopy of the report dated 04.04.2016 of Head Draftsman is attached herewith along with copies of your two applications dated 16.02.2016 and photo copies of receipts of Suvidha Kendra are attached herewith.”

It has been urged before the court that aforesaid order has been passed without affording opportunity of hearing to the petitioner.

At the outset, learned counsel for Corporation submits that an opportunity of hearing shall be afforded to the petitioner by the competent authority and a fresh order shall be passed as per law.

In view of the aforesaid statement, no further adjudication of the matter is necessary at this stage. Petition is hereby disposed of. Needless to observe, in case petitioner is still aggrieved, he shall be at liberty to avail remedy available to him under the Act.

(RAJAN GUPTA)
JUDGE

October 10, 2018
'Rajpal'

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