

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.19242 of 2018.

Date of Decision: August 03, 2018

Smt.Sursati and another

.....Petitioners

versus

State of Haryana and others

.....Respondents

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

Present: Mr.Dheeraj Narula, Advocate, for the petitioners.

-. -

Surya Kant, J. (Oral)

The case of the petitioners is that they have filed a statutory appeal under Section 12(C) of the Punjab Scheduled Roads and Controlled Areas Restriction of Unregulated Development Act, 1963 against the order dated 02.02.2018 passed by the District Town Planner, Fatehabad for demolition of their Dhaba. Their grievance is that though the above-said appeal No.12 of 2018 was filed in March, 2018 but it is not being taken up for hearing by the Appellate Tribunal as there is no premises available for the Tribunal to hold Court. Such a reasoning, if factually correct, deserves immediate attention of the State Government as appeals cannot be allowed to be kept pending for want of basic intra-structure.

We, therefore, direct the State Authorities to look into this aspect of the matter and meanwhile, impress upon the Tribunal to decide the petitioners' appeal as early as possible and preferably within a period of two months from the date of receiving a certified copy of this order. Till such time, *status-quo* re: demolition of the existing Dhaba or further construction

by the petitioners shall be maintained.

The writ petition stands disposed of accordingly.

[SURYA KANT]
JUDGE

August 03, 2018
mohinder

(SUDIP AHLUWALIA)
JUDGE

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