

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

223

**Civil Writ Petition No.23390 of 2017
Date of decision: January 29, 2018**

Balwinder Singh

....Petitioner

versus

Chandigarh Housing Board, Chandigarh and others

....Respondents

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

Present: Mr. Pradeep Sharma, Advocate for the petitioner.

Mr. Arjun Sharma, Advocate for respondent No.1.

Ms. Sukhmani Patwalia, Advocate
for respondents No.2, 4 & 5.

AJAY KUMAR MITTAL, J. (Oral)

1. The prayer in this petition filed under Articles 226/227 of the Constitution of India is for issuance of a writ in the nature of mandamus directing the respondents to remove the temporary structure/office raised by respondent No.1 in the public park of Sector 51-A, Chandigarh (Annexures P-1 & P-2), in view of the representation dated 02.08.2016 (Annexure P-3).

2. Notice of motion was issued. Learned counsel for respondent No.1 has produced a communication dated 25.01.2018

addressed by the Executive Engineer-I, on behalf of the Chairman, Chandigarh Housing Board to M/s Irrigreen Corporation, Mohali (Punjab) wherein it has been mentioned that the contract has been awarded for dismantling of camp office in Sector 51-A, Chandigarh and disposal of salvaged material made of brick work in cement/sand mortar, RCC work, GT sheets, roofing, doors & windows, stone slab flooring in cement mortar and tile work in floor and roof on "As in where is basis". It is also mentioned therein that the contract is for one month w.e.f. 29.01.2018 which is the date for commencement of this contract. The said communication is taken on record, subject to all just exceptions.

3. In view of the above, the present writ petition has been rendered infructuous and is disposed of as such.

4. However, liberty is granted to the petitioner to file an application for revival of the writ petition, in case, the respondent do not adhere to the schedule as stated in the aforesaid communication.

(AJAY KUMAR MITTAL)
JUDGE

(ANUPINDER SINGH GREWAL)
JUDGE

January 29, 2018
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Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No