

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

CWP-28037-2018

Date of decision: 31.10.2018

Jagjit Singh alias Jagga

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr.GS Dhindsa, Advocate for the petitioner

JITENDRA CHAUHAN, J.

On oral request of learned counsel for the petitioner, Deputy Commissioner, Patiala is ordered to be impleaded as respondent No.4. Registry is directed to amend the memo of parties accordingly.

This writ petition under Articles 226/227 of the Constitution of India has been filed for quashing the letter dated 29.10.2018 (Annexure P-1) issued by respondent No.3 vide which the petitioner has been directed to remove the ramp constructed in front of his house.

Learned counsel for the petitioner contends that on the complaint made by the certain residents of the locality, respondent No.3 has issued the impugned letter dated 29.10.2018 for removal of the ramp constructed in front of his house. No opportunity was given to him to file reply to the complaint. Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.4- Deputy Commissioner, Patiala to afford him opportunity of hearing before

deciding the matter.

Notice of motion.

At the asking of the Court, Ms.Ambika Bedi, AAG, Punjab accepts notice on behalf of the respondent-State. Copy of the paper book has been supplied to her in the Court.

In view of the above, without adverting to the submissions made by the learned counsel for the petitioner, the present petition is disposed of with a direction to respondent No.4- Deputy Commissioner, Patiala to consider and decide the matter within four weeks from the date of receipt of the certified copy of the order and also to ensure that a due opportunity of hearing is afforded to the petitioner before taking final view in the matter, till then the impugned letter (Annexure P-1) be not executed.

31.10.2018
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No