

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

CWP-29221-2018

Date of decision: 19.11.2018

Samsad Mohd. and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr.AK Ahluwalia, Advocate for the petitioners

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of direction to the respondents for granting the rights/ transferring the ownership to the petitioners being the tenants of the shops in question situated in Guru Teg Bahadur Market, Raikot and also issue direction to respondent No.2 to withdraw the recovery notices dated 16.2.2018.

Learned counsel for the petitioners states that at this stage he would be satisfied, if a direction is issued to respondent No.2 – Executive Officer, Municipal Council, Raikot to consider and decide the application/ representation dated 10.8.2018 (Annexure P-19) expeditiously.

Notice of motion.

At the asking of the Court, Mr.VM Gupta, Addl, AG, Punjab accepts notice on behalf of the respondent-State. A complete set of paper book has been supplied to him in the Court.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.2 – Executive Officer, Municipal Council, Raikot to consider and decide the application/ representation dated 10.8.2018 (Annexure P-19) within six weeks from the date of receipt of the certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioners is admissible to him, in such eventuality, the consequential relief be allowed to them, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioners is not admissible or made out, in that case, a speaking order be passed in the matter.

19.11.2018
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No