IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.8892 of 2018.
Date of Decision: July 06, 2018

Skylark Residents Welfare Society (Regd.) .....Petitioner

versus

State of Punjab and others .....Respondents

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

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Present: Mr.D.S.Gandhi, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner is a welfare society of Skylark Residential Colony, Sector-115, Kharar-Landran Road, Kharar, District SAS Nagar Mohali. Its case is that the above-stated residential colony was developed by 5th respondent under the licence granted by the State of Punjab in terms whereof respondent No.5 is obligated to provide all the basic amenities including supply of drinking water, sewerage, metalled road, construction of overhead reservoirs/underground storage tanks, sewerage treatment plants etc. The petitioner-Society alleges that respondent No.5 has failed to perform its obligation as per the terms and conditions of the licence and no action is being taken by the official respondents regardless of the repeated requests and representations including a legal notice dated 13.12.2017 served on behalf of the petitioner. A reference is made to the letter dated 03.01.2018 vide which the Deputy Commissioner, SAS Nagar Mohali forwarded the legal notice served on behalf of the petitioner, to the Chief Administrator GMADA and Executive Officer of Municipal Council, Kharar (P-11), but no action has been allegedly taken by the authorities.

Mohinder Kumar Kamboj
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Having heard learned counsel for the petitioner and considering the fact that the issues raised in the writ petition are essentially questions of facts which are required to be looked into and resolved by the authorities the writ petition is disposed of without expressing any views on merits, with a direction to the Chief Administrator, GMADA as well as Commissioner, Municipal Corporation, SAS Nagar Mohali to take notice of the grievances expressed by the petitioner in its legal notice dated 13.12.2017 (P-5) and pass a reasoned order after hearing the parties, within a period of three months from the date of receiving a certified copy of this order.

Dasti.

[SURYA KANT]
JUDGE

July 06, 2018 **(SUDIP AHLUWALIA)**
mohinder **JUDGE**

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

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