

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

**CWP No. 32783 of 2018.
Date of Decision: 17.12.2018.**

Tej Pal Singh

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM : HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present : Mr. S.K.S.Bedi, Advocate, for the petitioner.

JITENDRA CHAUHAN.J.

Prayer in this petition filed under Articles 226/227 of the Constitution of India is for issuance of directions to respondents to carry out the construction of the drain from the house of the petitioner till pond situated on brick paved pherni from point A to point B as shown in the site plan (Annexure P-1) by removing the encroachment from the pherni.

Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.2- The Deputy Commissioner, Ambala, Ambala City (Haryana) to consider and decide the legal notice dated 23.08.2018 (Annexure P-4) in a time bound manner.

Heard.

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- The Deputy Commissioner, Ambala, Ambala City (Haryana) to consider and decide the legal notice dated 23.08.2018 (Annexure P-4) within six weeks from the receipt of the certified copy of the judgment. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to him, in such eventuality, the consequential relief be allowed to him, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

(JITENDRA CHAUHAN)
JUDGE

17.12.2018
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No