

CWP no. 1712 of 2019 (O&M) 1

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

CWP no. 1712 of 2019 (O&M)

Date of Decision : 22.01.2019

Satinder Pal Singh

....Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE LALIT BATRA**

Present : Mr.Rajinder Sharma, Advocate for the petitioner(s)

MAHESH GROVER, J.(ORAL)

The petitioner impugns the order (Annexure P-11) passed on 26.12.2017. He was desirous of having a shop in the Galiara project (Plaza in Amritsar). On a prior occasion he had approached this Court which had granted consideration to the petitioner's claim by the respondents after he was able to establish that he was having business in that area (Plaza) earlier.

The impugned order shows that a report was called for by the respondents which revealed that the place which the petitioner desired was used for going to basement and first floor of the Plaza and there was one store adjoining to the stairs. Besides, it is being used by the Punjab Police for security purposes. All 16 shops in the Plaza stood allotted to different people leaving no available shop. The petitioner and his brother have already been allotted a shop of higher category measuring 310 sq. feet on the basis of their possession over 500 sq. feet. Considering all these facts plea

of the petitioner was rejected which is now a cause of grievance to him.

After hearing learned counsel for the petitioner and perusing the impugned order we are of the opinion that there are several impediments in the way of the petitioner. Firstly he has impugned this order after two years and such a claim is hit by delay, particularly, noticing that it revolves around a shop in the Plaza having commercial structures which in any case stand allotted. Petitioner and his brother indeed have a place of 310 sq. mts. which is of higher category than the one which he is seeking. Evidently, it is a case of greed and not need that has propelled the petitioner to file this petition. That apart we notice that the reasoning is based on a report which largely centres around questions of fact with no illegality pointed out to us.

Having regard to the facts cumulatively, we decline interference. Hence, instant petition is hereby dismissed.

(Mahesh Grover)
Judge

22.01.2019
rekha
Whether speaking/reasoned
Whether reportable

(Lalit Batra)
Judge
Yes/No
Yes/No