

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

**CWP-2968-2019 (O&M)
Date of Decision:04.02.2019**

New City Cable Network

... Petitioner

Versus

State of Haryana & others

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Hakam Singh, Advocate for the petitioner.

...

TEJINDER SINGH DHINDSA, J. (ORAL)

The New City Cable Network, Sirsa has filed the instant writ petition through his authorized signatory seeking directions to the official respondents to grant further time for removal of cable wires affixed on the electricity poles. Counsel submits that the instant petition may be treated as a mercy petition. Alternate prayer is for grant of immediate permission to the petitioner to lay down the cable network underground.

Having heard counsel for the petitioner and having perused the pleadings on record, this Court finds that the instant writ petition is wholly misconceived.

Apparently, a petition in public interest was filed in this Court i.e. CWP-PIL-18-2018 raising an issue in public interest as regards dangling wires from the street electricity lamp poles/electric poles and the same posing a serious threat to the lives of the people in the town of Sirsa.

The afore noticed PIL was disposed of by a Division Bench of this Court on 29.10.2018 (Annexure P-2) in the following terms:

“Notice of motion.

Mr. Deepak Balyan, learned Additional Advocate General, Haryana, who is present in Court, accepts notice on behalf of the respondents. Copies furnished.

In the nature of the order we propose to pass in this matter, no formal written statements/counter affidavits are indeed necessary at this stage. Thus, with the consent of the parties, the petition is being disposed of finally.

The writ in the nature of mandamus is prayed for commanding the respondents to resort to appropriate measures to manage dangling wires, worn out electricity poles and stranded conductors as they pose a serious threat to the lives of the people in the town (Sirsa).

2. *The petitioner, who purports to have approached this Court in public interest, submits that he himself had a harrowing experience as a cable wire dangling dangerously from a street lamp post got entangled with the wheel of his bike. As a result, he suffered multiple injuries. He alleged to have apprised the respondent-authorities of the accident and also represented to take requisite measures to avert any such serious tragedy. In reference to the news item dated 14.09.2018 (Annexure P-2), he submits that though ostensibly the matter appears to have drawn attention of the respondent-authorities and the cable operators operating in the town were put to notice to remove the wires that have been dangling from the street lamp posts, but despite a considerable lapse of time since 14.09.2018, the matter has not made any tangible progress.*

3. *In response, learned State counsel for the respondents submits that the grievance of the petitioner as also the representation he alleged to have made shall be considered and dealt with without any further loss of time and appropriate orders in accordance with law shall be passed.*

4. *In the wake of the above, the petition is disposed of in terms of the statement made by learned State counsel for the*

respondents. Needless to assert that a comprehensive order shall be passed assigning reasons in respect thereof within a period of four weeks from today.”

Apparently, it is in purported compliance of the directions issued by this Court that steps are being taken for removal of all the network cables that have been affixed on the electricity poles/lamp poles.

The petitioner ought to comply with the directives issued by this Court. There is no scope for any time frame to be granted to the petitioner for doing the needful.

As regards permission of laying cable network underground, it would be open for the petitioner to approach the concerned authorities in such regard.

Disposed of.

04.02.2019

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |