

CWP-4965-2019

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-4965-2019

Date of Decision: 9th April, 2019

Himanshu Tandon & another

...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. P.S. Khurana, Advocate,
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioners have approached this Court with a grievance that despite there being report submitted by the Forest Range Officer, Shri Anandpur Sahib, dated 13.07.2018 (Annexure P-6), which was forwarded to the Divisional Forest Officer, Roopnagar, which has further been forwarded to the Chief Forest Conservator Hills, SAS Nagar, Punjab – respondent No.2, no decision thereon has been taken. Petitioners have again approached the Chief Forest Conservator Hills, SAS Nagar, Punjab – respondent No.2 vide representation Annexure P-9, which is also pending till today. Counsel contends that because of the non-finalization of the case in hand with regard to the land being not a part of the area, which would be covered by the provisions of Section 4 of the Punjab Land Preservation Act, 1900, petitioners are not being allowed to construct thereon.

His submission is that the petitioners, at this stage, would be satisfied if a direction is issued to the Chief Forest Conservator Hills, SAS

Nagar, Punjab – respondent No.2 to consider and decide the claim of the petitioners as forwarded by the Divisional Forest Officer, Roopnagar – respondent No.3 referred to above within some specified time.

In the light of the above, the present writ petition is disposed of without going into the merits of the case or commenting thereon, with directions to the Chief Forest Conservator Hills, SAS Nagar, Punjab – respondent No.2 to consider and decide the claim which has been projected by the petitioners before the Divisional Forest Officer, Roopnagar, in pursuance to the letter dated 25.06.2018 (Annexure P-5) resulting in the submission of the report by the Forest Range Officer, Shri Anandpur Sahib, which has further been forwarded to the Chief Forest Conservator Hills, SAS Nagar, Punjab – respondent No.2 by the Divisional Forest Officer, Roopnagar – respondent No.3, preferably within a period of four months from the date of receipt of certified copy of this order.

The decision so taken be conveyed to the petitioners forthwith.

9th April, 2019
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

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