

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

CWP-5778-2019

Date of decision:5.3.2019

Dharminder

...Petitioner

Versus

Municipal Corporation Gurugram

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr.SKS Bedi, Advocate for the petitioner

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for issuance of direction to the respondent to take appropriate action for illegal construction in violation to the sanctioned site plan vide Memo No. MCG/TP/STP/2017/1614 dated 23.1.2017 for construction of a hospital in the area of Baraf Khanna, Civil Line, Gurugram

Learned counsel for the petitioner states that at this stage, he would be satisfied, if a direction is issued to the Commissioner, Municipal Corporation, Gurugram- respondent No.1 to consider and decide the legal notice dated 4.9.2018 (Annexure P-1) expeditiously.

Heard.

A complete set of paper book has been handed over to Mr.Vikrant Pamboo, DAG, Haryana in the Court today.

In view of the above, without adverting to the merits of the

case, the present petition is disposed of with a direction to the Commissioner, Municipal Corporation, Gurugram- respondent No.1 to consider and decide the legal notice dated 4.9.2018 (Annexure P-1) within six weeks from the date of 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.

5.3.2019
gsv

[JITENDRA CHAUHAN]
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No