

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

**CM-6553-CWP-2018 in/and
CWP No.29257 of 2017
Date of decision: 27.05.2019**

Samaj Bachao Mission Committee

... Petitioner

Versus

State of Punjab and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI,
CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI, JUDGE**

Present: Ms. Gursharan K. Mann, Advocate, for the petitioner.
Ms. Monica Chhibber Sharma, Sr. DAG, Punjab.
Mr. Kanwal Goyal, Advocate, for the applicant in CM-6553-
CWP-2018.

KRISHNA MURARI, C.J. (Oral)

CM-6553-CWP-2018

This is an application vide which the applicant i.e. Association of Psychiatrists, through its President, seeks to intervene in the matter.

Notice of this application was issued to the non-applicant/petitioner as also the respondents, but no reply has been filed thereto.

For the reasons set out in the application, which is duly supported by an affidavit, the same is allowed. Consequently, the applicant is arrayed as respondent No.5 to the petition.

CWP No.29257 of 2017

The petitioner i.e. Samaj Bachao Mission Committee, is a Society registered under the Societies Registration Act, 1860 and purports to have approach this Court in public interest.

A writ in the nature of mandamus is prayed for commanding the respondents to ensure the requisite staff, finances and availability of medicines with various de-addiction and rehabilitation centers and the requisite infrastructure. Further, the authorities be directed to issue licenses as mandated by Rule 10(4) of the Punjab Substance Use Disorder Treatment and Counseling and Rehabilitation Centers Rules, 2011 to the private de-addiction centers without brooking any delay.

Though a notice of this petition was issued as back as on 20.12.2017, but we regret to record that no reply has been filed to date. Though, learned State counsel submits that the concerns raised by the petitioner are under active consideration of the respondent-authorities and a status report would be submitted by the next date. However, alternatively she also submits that it would be rather expedient if this petition is disposed of, at this stage, with a direction to the respondent-authorities to consider and deal with the grievance of the petitioner in the first instance.

Learned counsel for respondent No.5 i.e. Association of Psychiatrists, also endorse the course suggested by learned State counsel, and submits that the Association too shall furnish its suggestions to the Government to achieve the purpose for which this petition was filed.

That being so, learned counsel for the petitioner submits that let this petition be disposed of as suggested by the learned counsel for the respondents.

In the wake of the above, the petition is disposed of with a direction to the respondent-authorities to consider and deal with the grievance raised by the petitioner and resort to suitable/requisite measures and pass appropriate order in accordance with law within three months from

today, after affording an opportunity of hearing to the petitioner and other stakeholders. And, if at any stage, it is deemed necessary to associate any member of the Association (respondent No.5) for any assistance in the matter, the State shall be free to seek such inputs.

Petition is accordingly disposed of in the above terms.

(Krishna Murari)
Chief Justice

(Arun Palli)
Judge

27.05.2019
Rajan

Whether speaking / reasoned:	YES
Whether Reportable:	NO