

CWP-28074-2018

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

**CWP-28074-2018
Date of decision : 30.01.2019**

Fantasy Hotels Amritsar Pvt. Ltd.

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Ms. Riya Jain, Advocate,
for the petitioner(s).

Mr. Vikas Mohan Gupta, Addl.A.G., Punjab.

Mr. Sehaj Bir Singh, Advocate,
for the respondent for respondent Nos.2 to 4.

JITENDRA CHAUHAN J. (ORAL)

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ of Mandamus directing the respondents to remove the electric poles, wires, accessories, etc., installed on the land of the petitioner.

Learned counsel for the petitioner states that at this stage she would be satisfied, if a direction is issued to respondent No.2-The Chairman, Punjab State Power Corporation Ltd., Head Office, The Mall, Patiala, to consider and decide legal notice dated 18.07.2017 (Annexure P-4) and representation dated 24.02.2018 (Annexure P-6), expeditiously.

Learned counsel for the respondent-PSPCL is not averse to the suggestion put forth by learned counsel for the petitioner.

Heard.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.2- The Chairman, Punjab State Power Corporation Ltd., Head Office, The Mall, Patiala, to consider and decide legal notice dated 18.07.2017 (Annexure P-4) and representation dated 24.02.2018 (Annexure P-6), within six weeks from the receipt of the certified copy of the judgment after giving an effective opportunity of hearing to the petitioner. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible, in such eventuality, the consequential relief be allowed 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.

30.01.2019

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**(JITENDRA CHAUHAN)
JUDGE**

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