

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

CM-11009-CWP-2019 in/and
CWP-30382-2018 (O&M)
Date of decision: 23.9.2019

Bhupinder Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr.Gursharan Singh, Advocate for the petitioners

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for issuance of direction to official respondents to stop the illegal Hadda Rorre going on within one kilometer of the Municipal limits of Shri Hargobindpur town, District Gurdaspur.

While issuing notice of motion on 6.12.2018, the following order was passed by this Court:-

Notice of motion for 29.3.2019, subject to deposit of Rs.One lakh with the Registrar of this Court to show the bona fide of the petitioners that the present petition has been filed in the larger interest of the village community.

Despite availing sufficient time, the amount of Rs.One lakh has not been deposited by the petitioners. Rather, the petitioners have moved

CM-11009-CWP-2019 for recalling/ modification of the order dated 6.12.2018 for exemption from depositing the amount of Rs.one lakh as ordered. No document showing the assets or the income of the petitioners from which it can be inferred that they are poor people, has been placed on record. Moreover, as per Annexure P-3, letter dated 1.10.2018, addressed to the villagers, that the place on which business of illegal Hadda Rorri, was being run by the private respondents, has been sealed by the Executive Officer at the representation of all the village residents in the presence of all the M.C.s and the city residents.

In this view of the matter, the Court feels that the petitioners have scant regard for the orders passed by the Court and the application for recalling and modification of order dated 6.12.2018 and the main petition have been filed with ulterior motive to thwart the ends of justice. As such, the present application and the main petition being bereft of merit, are hereby dismissed.

23.9.2019
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?
Whether reportable?

Yes / No
Yes / No