

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

**CWP-7871-2018(O&M)
Date of decision-11.04.2019**

Tanish Kumar

...Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Sanjiv Gupta, Advocate for the petitioner(s) and
Ms. Monika, Advocate for Mr. Vaibhav Sehgal, Advocate
for the petitioner(s).

Mr. Vikas Mohan Gupta, Addl.A.G., Punjab
for respondent Nos.1 to 6.

Mr. Naveen Bawa, Advocate
for respondent No.7.

Mr. G.S. Jagpal, Advocate
for respondent Nos.8 & 9.

JITENDRA CHAUHAN, J.

CM-10927-CWP-2018

Application is allowed as prayed for and reply on behalf of
respondent Nos.1 to 6 is taken on record subject to all just exceptions.

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On 12.11.2018, none had caused representation on behalf of
respondent Nos.7 to 9 and the High Court Legal Services Committee was
directed to appoint a counsel on their behalf to assist the Court and
Ms. Divya Godara, Advocate was appointed as Legal Aid Counsel on behalf
of respondent Nos.7 to 9. Subsequently, the said respondents engaged their

counsel, Therefore, the order dated 12.11.2018 is hereby recalled and power of attorney circulated on behalf of respondent No.7 is taken on record.

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of mandamus directing respondent Nos.2 and 6 to decide the representation dated 05.12.2017 (Annexure P-7) and reminder representations dated 02.02.2018 (Annexures P-9 and 10)

During the course of the arguments, learned counsel for the petitioner states that he limits his prayer to the extent that representation (Annexures P-7, 9 & 10) preferred by the petitioner are pending adjudication before respondent No.2. He states that at this stage, he would be satisfied, if a direction is issued to respondent No.2-Deputy Commissioner, Ludhiana to consider and decide the representations expeditiously as per law.

Heard.

In view of the above, considering the fact that the lease is *inter se* the legal representatives of Shimla Devi (since deceased) respondent No.2- Deputy Commissioner, Ludhiana to take a final view in the matter expeditiously preferably within three months from the receipt of the certified copy of the judgment. However, in case the competent authority feels that the request made by the petitioner is not admissible, in that case, a speaking order be passed in the matter.

11.04.2019

ps-I

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No