

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

CWP-26816-2019

Date of decision: 20.9.2019

Shyam Lal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr.SS Dinarpur, 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 respondent Nos. 1 to 4 to get the commercial units closed run by respondent Nos. 5 to 7 in their residential houses.

Learned counsel for the petitioner states that at this stage, he would be satisfied, if a direction is issued to respondent No.3 - Deputy Commissioner, Ambala to consider and decide the legal notice dated 10.6.2019 (Annexure P-4) expeditiously, in the light of the observations made in the judgment dated 16.2.2016 (Annexure P-2) passed in LPA 772-2015 (O&M).

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 advertng to the merits of the

case, the present petition is disposed of with a direction to respondent No.3 - Deputy Commissioner, Ambala to consider and decide the legal notice dated 10.6.2019 (Annexure P-4), in the light of the observations made in the judgment dated 16.2.2016 (Annexure P-2) passed in LPA 772-2015 (O&M) 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.

20.9.2019
gsv

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned?
Whether reportable?

Yes / No
Yes / No