

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

LPA No. 1771 of 2019 (O&M)

Date of decision: 6.11.2019

Fortune R Buildco Developers Private Limited  
and others

.. Appellants

vs

State of Punjab and others

.. Respondents

**Coram:     Hon'ble Mr. Justice Ravi Shanker Jha, Chief Justice.  
              Hon'ble Mr. Justice Rajiv Sharma**

**Present**     Mr. R. S. Rai, Senior Advocate with  
                  Ms. Neeti Gupta, Ms. Rubina Virmani,  
                  Ms. Amanpreet Kaur Sabharwal, and  
                  Mr. Raghuvinder Singh, Advocates, for the appellants.  
  
                  Ms. Lovanya Paul, Assistant Advocate General, Punjab.  
  
                  Mr. Vikas Chatrath and Ms. Devika Raj, Advocates,  
                  for respondent no. 2.

**Ravi Shanker Jha, Chief Justice**

This Letters Patent Appeal has been directed against the order dated 30.9.2019 passed by the learned Single Judge in CWP No. 12249 of 2019. A communication was placed as Annexure P-45 at page 675 of the paper-book. The text of the letter reads as under:-

“Subject :    Regarding laying of tower foundations, Erection of Towers, Stringing & Sagging of conductor of 220 KV line between 200 KV S/s Gaunsgarh – 220 KV S/s Ladhawal works through a GLADA approved Licensed residential Colony admeasuring 81.66 Acres located at Village Bonkar Dogran & Majara Khurd, Tehsil and District Ludhiana.

Chief Secretary, Government of Punjab, Power Department be pleased to concentrate his attention on the aforesaid subject.

2. Regarding aforesaid matter you are being informed that Fortune County, Village Bonkar Dogran & Majra Khurd, Tehsil and District Ludhiana (Area 81.66 acres) is a approved/ licensed colony from GLADA. Therefore, you are being sent the copy of representation dated 23.01.2019 received from Developer Group alongwith letter no. CA/GLADA/LUD:/ 2019/72-76 dated 10.01.2019 from Chief Administrator GLADA Ludhiana to Chairman, PSTCL, with the request that necessary orders may kindly be passed to concerned authorities to re-route the 220 K.V. HT line proposed to pass through Fortune County, Vill Bonkar Dogran & Majara Khurd Tehsil and District Ludhiana.

3. This letter is being issued after approval of the Additional Chief Secretary, Department of Housing and Urban Development.”

It is evident from the language implied in the aforesaid communication dated 15.2.2019 that the Special Secretary, Department of Housing and Urban Development, House Development-II Branch, Government of Punjab, has brought to the notice of the Chief Secretary, Government of Punjab, the issue raised by the appellants as well as by the GLADA. This letter was issued with the approval of the Additional Secretary, Department of Housing and Urban Development. It was expected to convene the meeting of the appellants and the GLADA to re-route the line.

Accordingly, the Chief Secretary to Government of Punjab is directed to convene a meeting of the appellants and the GLADA within two days from today and take the decision. The final decision taken pursuant to

the meeting convened by the Chief Secretary shall be placed on record in CWP No. 12249 of 2019 on or before 14.11.2019. The learned Single Judge shall take into consideration the decision taken in the meeting to be presided over by the Chief Secretary to Government of Punjab. The learned Single Judge is requested to decide the matter on 14.11.2019 or within a period of two weeks thereafter.

Learned counsel for the appellants undertakes not to seek adjournment and also states that in case he sought adjournment, the petition be dismissed.

The Chief Secretary to Government of Punjab shall also ensure that till the matter is resolved or decided by the State, no party is put to any kind of prejudice.

The appeal stands disposed of accordingly.

A copy of the order be given to learned counsel for the State under the signatures of the Bench Secretary of this Court.

(Ravi Shanker Jha)  
Chief Justice

6.11.2019  
vs

(Rajiv Sharma)  
Judge

Whether speaking/ reasoned

Yes/No

Whether Reportable

Yes/No