

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

CWP-15852-2017 (O&M)

Date of decision: 16.1.2019

Kala Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

**CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN**

Present: Mr.JS Thind, Advocate for the petitioner

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**JITENDRA CHAUHAN, J.**

**CM-129-CWP-2019**

For the reasons enumerated in the application, the same is allowed and Annexures P-4 to P-6 are taken on record subject to all just exceptions.

**Main Case**

This writ petition under Articles 226/227 of the Constitution of India has been filed for issuance of direction to the respondents to decide the legal notice dated 8.6.2017 (Annexure P-2) and take action against respondent No.6, who has submitted false affidavit and had encroached upon the municipal committee property.

Learned counsel for the petitioner states that at this stage, he would be satisfied, if a direction is issued to respondent No.4 -Deputy Commissioner, Sirsa to consider and decide the legal notice dated 8.6.2017 (Annexure P-2) expeditiously.

Notice of motion.

At the asking of the Court, Mr.SK Saini, AAG, Haryana accepts notices on behalf of the respondent-State. A complete set of paper book has been supplied to him in the Court.

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.4 -Deputy Commissioner, Sirsa to consider and decide the legal notice dated 8.6.2017 (Annexure P-2) within six weeks from the date of receipt of the certified copy of this 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.

16.1.2019  
gsv

**(JITENDRA CHAUHAN)**  
**JUDGE**

**Whether speaking / reasoned?**

**Yes / No**

**Whether reportable?**

**Yes / No**