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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-33581-2019

Date of decision: 19.11.2019

Gulshan Kapoor and another

.....Petitioners

vs.

State of Punjab and others

.....Respondents

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. Aashish Godara Bishnoi, Advocate and
Mr. Harish Bhardwaj, Advocate,
for the petitioners.

.....

Sanjay Kumar, J. (ORAL)

The prayer of the petitioners in this case is to issue a writ of mandamus directing respondent Nos. 4 to 7, viz, the police authorities of the State of Punjab, to arrest the unofficial respondent No.9 and to direct the Deputy Commissioner, District SAS Nagar, Mohali, the third respondent, to attach the properties of unofficial respondent Nos. 8 and 9 in compliance with the orders passed by the Punjab State Consumer Disputes Redressal Commission, Chandigarh; the District Consumer Disputes Redressal Forum, SAS Nagar, Mohali; the learned Judicial Magistrate of First Class, Union Territory, Chandigarh; and the Permanent Lok Adalat (Public Utility Services), SAS Nagar, Mohali.

This Court is of the opinion that the orders passed by the various fora, set out supra, would have to be executed in the event of non-compliance in terms of the statutory regime under which

the authorities concerned passed them. Article 226 of the Constitution is not the remedy to seek enforcement of orders passed by the fora mentioned above. All the more so, when the said orders were not even secured by the petitioners themselves. The writ petition is therefore utterly misconceived and is accordingly dismissed on that short ground. This order shall however not preclude taking of recourse to the statutory remedies available for securing compliance with the orders in question.

No order as to costs.

(SANJAY KUMAR)
JUDGE

19.11.2019

rakesh

whether speaking/non speaking : *Yes/no*

whether reportable/non reportable : *Yes/no*