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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.2859 of 2020
Date of decision: 03.02.2020

Manohar Lal Bathla

.....Petitioner

V/s.

State of Haryana and others

.....Respondents

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. Sunny Tyagi, Advocate,
for the petitioner.

Sanjay Kumar, J. (Oral)

Given the nature of the dispute, this Court is not inclined to entertain this writ petition and keep it pending for adjudication on merits. However, a copy of the paper-book shall be handed over to Mr. Rajesh Gaur, learned Additional Advocate General, Haryana, who takes notice for respondent Nos. 1 to 3.

The grievance of the petitioner is that he owns land adjoining a public road in Babarpur Mandi and respondent Nos. 4 and 5 herein are resorting to illegal constructions by encroaching upon the said public road.

The petitioner addressed letters dated 25.03.2019 to the Commissioner of the Municipal Corporation, Panipat, as well as the Tehsildar, Panipat, in this regard. His complaint presently is that no action is being taken thereupon by the authorities concerned.

As this Court does not propose to go into the merits of the allegations levelled by the petitioner against the unofficial respondents,

there is no necessity to put them on notice or afford them an opportunity of hearing at this stage. It is for the authorities concerned to apply their mind in the first instance to the complaint made by the petitioner and take appropriate action thereon, if warranted, in accordance with law.

The writ petition is accordingly disposed of directing the authorities concerned to consider the petitioner's representations dated 25.03.2019 on their own merits and in accordance with law and take appropriate action thereon, if not already taken, in accordance with due procedure. Needless to state, all the affected parties would have to be afforded an opportunity of hearing before a final decision is taken in the matter. This exercise shall be completed expeditiously and in any event, not later than four weeks from the date of receipt of a certified copy of this order.

No order as to costs.

03.02.2020

rakesh

(SANJAY KUMAR)
JUDGE

whether speaking/non speaking	:	<i>Yes/no</i>
<i>whether reportable/non reportable</i>	:	<i>Yes/no</i>