

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

CWP No. 19406 of 2020
Date of decision: 16.11.2020

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Manjit Singh

....Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Dr. Sumati Jund, Advocate,
for the petitioner.

(Proceedings are conducted through video
conferencing as per instructions).

G.S.SANDHAWALIA, J. (Oral)

The petitioner seeks issuance of directions to the respondents in a petition filed under Articles 226 and 227 of the Constitution of India to fulfill the terms and conditions of the lease deed decided between the parties vide the agreement dated 15.07.2016 (Annexure P-1) for purposes of installing a tubewell on the land in question.

It is the case of the petitioner that as per the terms of the lease which was granted to him by auction dated 15.07.2016, the successful bidder could have a tubewell on the land measuring 25 acres provided he deposited the lease amount corresponding to three years (Annexure P-2). It is the case of the petitioner that the said amount was deposited by him vide Annexures P-3 to P-7 and, therefore, he is entitled for the tubewell connection. Representation dated 08.08.2019 (Annexure P-9) has been moved with respondent no. 2 the Deputy Commissioner, Rupnagar and a legal notice dated 15.01.2020 (Annexure P-12) has also been addressed on the said issue.

Counsel submits that she would be satisfied if a time bound decision is taken on the said representation and legal notice.

Notice of motion.

Ms. Kanica Sachdeva, AAG, Punjab accepts notice on behalf of respondents no. 1 to 4.

Keeping in view the fact that the decision making process is still incomplete, this Court is of the opinion that no useful purpose would be served by calling upon the respondents to file reply.

Accordingly, without commenting on the merits of the case, the present petition is disposed of with directions to respondents no. 2 to take a decision on the representation dated 08.08.2019 (Annexure P-9) and the legal notice dated 15.01.2020 (Annexure P-12) within a period of 2 months from the date of receipt of certified copy of the order. It would be appropriate to associate respondent no. 5-Gram Panchayat also in the decision making process by the respondent.

16.11.2020
shivani

(G.S. SANDHAWALIA)
JUDGE

Whether reasoned/speaking

Yes/No

Whether reportable

Yes/No