

CWP-9824-2021

Date of decision: 17.05.2021.

SAMBHU SINGH

...PETITIONER

VERSUS

MUNICIPAL CORPORATION CHANDIGARH

...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN
HON'BLE MR. JUSTICE VIVEK PURIPresent: Mr. Karan Singh Rana, Advocate
for the petitioner.

JITENDRA CHAUHAN J. (ORAL)

The matter has been taken up through Video Conferencing in the light of Pandemic COVID-19 situation and as per instructions.

This civil writ petition under Article 226 of the Constitution of India has been filed for issuance of a writ in the nature of mandamus *inter alia* directing the respondent to cancel and refund the challans alongwith interest @ 18% per annum from the date of accrual till the date of its realization.

Learned counsel for the petitioner states that the at this stage he would be satisfied, if a direction is issued to the respondent- Commissioner, Municipal Corporation Chandigarh, to decide the representation dated 26.04.2021 (Annexure P-9) expeditiously.

Heard.

We are not inclined to issue notice of motion at this stage.

Without adverting to the merits of the case, the present petition is disposed of with a direction to respondent- Commissioner, Municipal Corporation Chandigarh to consider and decide the representation dated

26.04.2021 (Annexure P-9) within a period of six weeks from the receipt of the certified copy of the order. The petitioner be also afforded opportunity of hearing. 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, in accordance with law. 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. In case, the grievance of the petitioner still survives, he shall have the liberty to either revive the present petition or to file afresh on the same cause of action.

Till the decision of representation dated 26.04.2021 (Annexure-P9), no coercive steps be taken against the petitioner.

(JITENDRA CHAUHAN)
JUDGE

(VIVEK PURI)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes/No
Yes/No

17.05.2021

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