

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-606-2022(O&M)
Date of decision:09.02.2022

Parvinder Kumar

...Petitioner

Versus

Executive officer, MC Pinjore and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Parvinder Kumar, Advocate, for the petitioner.
Mr. Sharad Aggarwal, AAG, Haryana.

ANIL KSHETARPAL, J (Oral)

The hearing of the case is being held through video conferencing on account of restricted functioning of the Courts.

The petitioner prays for issuance of a writ in the nature of mandamus directing the respondents to take necessary action against Sh. Ashok Kumar, who is alleged to have constructed an unauthorized balcony.

Sh. Ashok Kumar has not been impleaded as party-respondent.

On reading of the petition, it is evident that the disputed questions of fact shall be required to be adjudicated.

The petitioner is required to prove that the balcony is constructed in an unauthorized manner. Further, the petitioner has an alternative remedy before the Civil Court.

In view thereof, the petitioner is relegated to the alternative remedy.

Disposed of accordingly.

All the pending miscellaneous applications, if any, are also disposed of.

February 09, 2022

(ANIL KSHETARPAL)
JUDGE

nt

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No