

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

Sr. No.206

**CM No.1438-CWP of 2022 in/and
Civil Writ Petition No.5510 of 2021
Date of Decision : March 08, 2022**

Minakshi

...Petitioner

Versus

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Jitender Singh Chahal, Advocate, for the petitioner.

Mr. Ankur Sharma, Advocate for respondent No.1-UOI.

Mr. Ashish Kapoor, Advocate, for respondent No.2.

SUDHIR MITTAL, J. (ORAL)

CM-1438-CWP-2022

This application has been filed for disposal of the writ petition as having been rendered infructuous as the location in question has been dropped.

Learned counsel for the applicant-respondent No.2 has submitted that the advertised location was ambiguous. The location was identified as existing on Village Jhojhukalan-Madha road whereas in fact there is no such road as is evident from the reply of the Tehsildar, Charkhi Dadri received after communication dated 13.03.2021 (Annexure R-2/1) was addressed to him. Annexure R-2/2 (Aksizra) with the application also corroborates this fact. The location has thus been dropped and necessary approvals have also been obtained.

Learned counsel for the non-applicant-petitioner submits that the application is mala fide and has been filed just to circumvent order dated 25.08.2021 passed by this Court. There is no ambiguity in the advertisement as in the survey report latitude and longitude of a particular site are mentioned.

Mentioning of latitude and longitude would fix the location of a particular site. However, it has still to be seen whether there is any ambiguity so far as the general public is concerned. Admittedly, advertisement is in respect of a location on Jhojhukalan - Madha road whereas in fact there is no such road in existence. Obviously, the advertised site is ambiguous and it may lead to complications. The oil company is competent to drop a location after it has been advertised and having done so, the writ petition has in fact been rendered infructuous.

The application is allowed and the date of hearing in the main case is advanced to today. Main case is taken on board.

CWP-5510-2021

Disposed of as having been rendered infructuous.

March 08, 2022

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned Yes

Whether Reportable No