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

CWP-7562-2022

Date of Decision: 19.04.2022

Jaswinder Singh

..... Petitioner

Versus

The Transport Commissioner, Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Raj Kaushik, Advocate,
for the petitioner.

HARSIMRAN SINGH SETHI J. (ORAL)

In the present petition, prayer of the petitioner is for directing respondent No.1 to consider the applications dated 18.03.2017 (Annexures P-1 and P-2), filed by the petitioner, and for issuing him the Stage Carriage Permit on the route from Kaithal to Cheeka.

Learned counsel for the petitioner submits that the petitioner had applied for the grant of Stage Carriage Permit, vide application dated 28.01.2020 (Annexure P-6), addressed to the Regional Transport Authority, Kaithal, on the route from Kaithal to Cheeka keeping in view the order passed by the Hon'ble Supreme Court of India in **Civil Appeal No.556 of 2020**, titled as ***“The Haryana Cooperative Transport Society Ltd. and others Vs. State of Haryana and others”***, decided on 21.01.2020, but despite repeated requests made by the petitioner, no order has been passed so far on the said application dated 28.01.2020 by the authorities concerned and that too without any valid justification, although more than two years have elapsed by now.

Learned counsel for the petitioner submits that the petitioner has also raised the same grievance before respondent No.1 by serving legal notice dated 27.11.2021 (Annexure P-8), which is also pending consideration with the authorities concerned and the petitioner will be satisfied at this stage, in case a time bound direction is given to the respondent No.1 to decide the said legal notice dated 27.11.2021, by passing an appropriate speaking order.

Notice of motion.

Mr. Raman Kumar Sharma, Additional A.G., Haryana, keeping in view the advance service of the copy of petition, accepts notice on behalf of the State and raises no objection, in case prayer made hereinbefore on behalf of the petitioner for deciding the legal notice dated 27.11.2021 (Annexure P-8) in a time bound manner is accepted.

Keeping in view the facts and circumstances of this case and without going into merits of the claim as raised by the petitioner in the present case as well as in the legal notice dated 27.11.2021, this petition is disposed of with a direction to the respondent No.1 to pass an appropriate speaking order on the legal notice dated 27.11.2021 (Annexure P-8), filed by the petitioner, within a period of eight weeks from the date of receipt of the copy of this order. In case, the petitioner is found entitled for any benefit, the same be also released in his favour within a period of four weeks thereafter.

19.04.2022*Apurva***(HARSIMRAN SINGH SETHI)****JUDGE**

1. Whether speaking/reasoned : Yes
2. Whether reportable : No