

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

Sr. No.116

**Civil Writ Petition No.19543 of 2022
Date of Decision : September 01, 2022**

Sanjeev Kumar and others

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Narinder Kumar Awasthi, Advocate, for the petitioner.

SUDHIR MITTAL, J. (ORAL)

It is alleged that some residents of the Jain Mohalla have constructed shops and godowns illegally. The area is purely residential and the construction has been raised without approval of building plans and without grant of licence by the Municipal Council. Vehicles parked in front of the shops and godowns are causing great inconvenience to the residents of the area and thus, representations have been made to take appropriate action but nothing has been done. Thus, the present writ petition has been filed.

No material has been placed on record to show that the area in dispute is purely a residential area and thus, a bald averment to this effect cannot be accepted. The record also does not prove that the construction has been raised in violation of the relevant Bye-Laws/Rules and without grant of any licence or approval. The issues raised are all disputed questions of fact and cannot be decided in a writ petition.

Thus, the writ petition is dismissed.

September 01, 2022

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No