

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

Sr. No.133

**Civil Writ Petition No.22925 of 2022
Date of Decision : September 30, 2022**

Swami Charan and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Rajiv Kataria, Advocate, for the petitioners.

SUDHIR MITTAL, J. (ORAL)

The petitioners have submitted various complaints that plot Nos.158 & 159, measuring 250 Sq. Yds. each and situated in Ekta Vihar, Baltana, Zirakpur have been sub-divided into smaller plots and sold in violation of resolution No.114 dated 02.11.2011 passed by the Municipal Committee. Based on these complaints/representations, the Additional Deputy Commissioner (Urban Development) S.A.S. Nagar sought a report from the Enforcement Officer, Municipal Council, Zirakpur vide communication (Annexure P-11) but no final order has been passed. Meanwhile, construction is proceeding on the sub-divided plots and this, action allegedly is not sustainable in law.

Notice of motion to respondents No.1 to 3 only.

Mr. Charanpreet Singh, AAG, Punjab accepts notice and waives service.

Considering the nature of the order being passed, no reply is necessary.

The petition is disposed of with a direction to respondent No.3

to decide the pending representations Annexures P-7 to P-9 and any further representations that may be made by passing a speaking order within eight weeks from the date of receipt of a certified copy of this order. The private respondents will also be heard before passing the order and till then, construction shall not be raised upon sub-divided plots No.158 & 159.

September 30, 2022
Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No