

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

(256)

CWP-1835-2020

Date of decision: - 02.05.2023

Kishan Lal

....Petitioner

Versus

Municipal Corporation and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Rajesh Goyal, Advocate
for the petitioner.

Ms. Vasundhra Asija, Advocate
for Mr. Pravinder Singh Chauhan, Advocate
for respondents No.1 and 2/MC, Panipat.

VIKAS BAHL, J. (ORAL)

1. This is a civil writ petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus for directing the respondents not to close the shop running by the petitioner till the reply submitted by the petitioner was considered and decided by the respondents.

2. On 03.03.2023, this Court had directed the learned counsel for the respondents to get instructions in the matter.

3. Learned counsel appearing on behalf of the respondents, on instructions from respondent No.2, has submitted that till date no order with respect to the notice dated 20.12.2019 (Annexure P-1) has been passed and thus, the present writ petition is premature. It is submitted that

before any coercive action is taken against the present petitioner, the reply filed by the present petitioner to the show cause notice dated 20.12.2019 (P-1) would be considered and a speaking order regarding the same would be passed.

4. Learned counsel for the petitioner has submitted that in view of the stand taken by learned counsel for the respondents, the present writ petition has been rendered infructuous and the same may be disposed of as such. It is prayed that the respondents-State be bound by the said statement.

5. In view of the above, the present writ petition is disposed of, as having been rendered infructuous.

6. Respondents would be bound by the statement made before this Court.

May 02, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No