

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

215

**CWP No.10802 of 2015
Date of Decision: 07.02.2023**

Lalit Joshi

..... **Petitioner**

Versus

Union Territory of Chandigarh and others

..... **Respondents**

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. K.K. Khehar, Advocate
for the petitioner.

None for respondent-UT, Chandigarh.

Mr. Ashish Rawal, Advocate
for respondents No.2 and 3.

VIKAS BAHL, J (ORAL)

This is a civil writ petition filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the auction notice as published in Hindustan Times dated 14.05.2015 (Annexure P-9) to the extent of inviting applications for allotment of Idle Truck Parking Site, Sector-26, Chandigarh.

Learned counsel for the respondents has point out that in the present case, since no interim order was granted by Coordinate Bench of this Court while issuing notice of motion, the petitioner filed an LPA which was disposed of, vide order dated 01.06.2015 without issuing notice to the respondents. It is further submitted that the respondents had filed an SLP against the said order and Hon'ble the Supreme Court, vide order dated 30.10.2015, stayed the operation of the order of the Division Bench and has

further submitted that SLP was disposed of as having become infructuous,

vide order dated 06.10.2021 since the auction had been permitted to be carried and the said auction was accordingly carried out.

It is submitted that though the said auction was not successful but the parking was taken care of by the Corporation itself and has submitted that in view of the said facts, the present petition has been rendered infructuous.

Learned counsel for the petitioner has submitted that he is not in touch with the petitioner and has no objection in case the present petition is disposed of as having been rendered infructuous but has prayed that liberty be granted to get the present petition restored in case any cause survives.

Keeping in view the above facts and circumstances of the case, the present petition is disposed of as having been rendered infructuous.

Liberty is granted to the petitioner to move an application for restoration of the present case in case any cause survives or to file a fresh writ petition in accordance with law.

07.02.2023
D.Bansal

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No