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

CWP-13340-2023

Date of decision : 04.07.2023

Charanjit Sharma**.....Petitioner**

versus

State of Punjab and others**..... Respondents****CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ*********

Present :- Mr. S.L. Chander Shekhar, Advocate
for the petitioner.

*********RAJESH BHARDWAJ, J.**

This writ petition has been filed by the petitioner praying for quashing the impugned order dated 07.10.2022 passed by respondent No.5 whereby the claim of the petitioner has been rejected.

Learned counsel for the petitioner has vehemently contended that the impugned order being without any merit deserves to be quashed. He has submitted that the petitioner had earlier approached this Court by way of filing CWP No.9794-2022 which was disposed of by this Court vide order dated 10.05.2022 with a direction to respondent No.5 to decide pending legal notice by passing a speaking order. It has been submitted by counsel for the petitioner that the petitioner and other residents of Harikrishan Nagar are facing difficulty in entering their colony as the passage was not provided to them from the metro track. He has submitted that the petitioner and other residents of Harikrishan Nagar had to enter their colony by going 2 kms far away and then take U-turn for entering their colony. He has submitted that petitioner and other residents visited

the office of respondents No.2 to 5 several times for the redressal of their grievances but the same has not been addressed by the respondents No.2 to 5. He has further submitted that pursuant to order passed by this Court, the respondents-authorities though have passed the order but have not appreciated the agonies faced by the petitioner and other residents. He has submitted that by passing the impugned order the respondents have illegally declined the grievance raised by the petitioner and other residents. He submits that the order being illegal in the eyes of law deserves to be *set aside*.

This Court has heard counsel for the petitioner and perused the record.

It is evident from the perusal of the record that the petitioner and other residents have raised claim for providing a passage from metro track for entering their colony as they have to travel considerable long distance for entering their colony. However, this Court vide order dated 10.05.2022 had directed the respondents for considering the legal notice/representation filed by the petitioner and decide the same as in accordance with law. In pursuance to the same, the respondents passed a speaking order dated 07.10.2022 which has been impugned by the petitioner. From the perusal of the impugned order, it is apparent that the grievances of the petitioner and other residents have been duly appreciated by the respondents. On the appreciation of the same, it has been found that the distance of the location of the house/place of business of the petitioner is about 500 meters from both the sides of opening of the road and there are two junctions available on the main road. Besides this, there was a Foot Overbridge (FOB) at the spot to ensure the safe

movement of the school going children and members of the public. Further providing the additional junctions would lead to unnecessary operational problems. It would further require the installation of the traffic lights and movement of the traffic would also be restricted. Thus, the grievance raised by the petitioner and other residents was found to be without any merit and hence, the same was rejected. On the appreciation of the same, it is apparent that the prayer made by the petitioner had been appreciated and finding the same not feasible, respondents-authorities have declined the same by passing a reasoned order.

This Court finds no merit to interfere in the orders. Resultantly the present writ petition is hereby dismissed.

04.07.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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