

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(221)

CWP-15129-2015

Date of decision: - 14.02.2023

Main Pal Kashyap

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Surjit, Advocate
for Mr. Vikram Singh, Advocate
for the petitioner.

Ms. Upasana Dhawan, AAG, Haryana.

Mr. Vishal Garg, Advocate
for respondent No.3.

VIKAS BAHL, J. (ORAL)

This writ petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondent to grant the basic amenities which are to be provided by the Municipal Committee as the village of the petitioner comes within the Municipal Committee.

On 06.02.2023, this Court was pleased to pass the following order: -

“Learned counsel for respondent No.3 has pointed out that in the present case, the prayer made in the writ petition is for grant of basic amenities which are to be provided by the Municipal Committee on the plea that village of the petitioner comes within the Municipal Committee whereas a perusal of Notification (Annexure R-3/1) (at

page 32 of the paper book) which has been annexed along with the reply, the village namely Ramgarh Chhano, to which, the petitioner belongs has not been included within the Municipal Committee.

Learned counsel for the petitioner prays for an adjournment to get instructions in the matter.

Adjourned to 14.02.2023.

To be taken up at 03:15 pm.

06.02.2023

**(VIKAS BAHL)
JUDGE"**

Learned counsel for the petitioner has not been able to rebut the fact that the village where the petitioner resides has not been included in the Municipal Committee.

Learned counsel for the petitioner has submitted that he be permitted to withdraw the present writ petition with liberty to file a fresh petition showing that even in case, village of the petitioner is not in the Municipal Committee, still he could sustain a prayer for grant of facilities as are to be provided to a place falling within the Municipal Committee.

Dismissed as withdrawn, with the aforesaid liberty.

It is made clear that in case any such petition/proceedings is taken, the same would be decided independently on its merits, in accordance with law.

February 14, 2023
naresh.k

**(VIKAS BAHL)
JUDGE**

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No