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

CWP No.14713 of 2023

Date of Decision: 14.07.2023

Dilbagh Singh and another

..... Petitioners

versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Vikram Singh, Advocate
for the petitioners.

RAJESH BHARDWAJ J. (ORAL)

Present writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for setting aside the impugned notice Memo No.311/JC/Reader Dated 30.06.2022 (Annexure P-1) and Notice Memo No.312/JC/Reader dated 30.06.2022 (Annexure P-2) issued by respondent No.3.

Learned counsel for the petitioners has vehemently contended that the notice itself could not be issued against the petitioners as the same is in violation of Section 408 of Haryana Municipal Corporation Act, 1994 as the shamlat kasba does not include shamlat deh, and thus, issuance of the impugned notice is totally without jurisdiction.

Notice of motion.

On asking of the Court, Ms. Upasna Dhawan, AAG, Haryana appears and accepts notice on behalf of the respondents.

After hearing learned counsel for both the parties, this Court is of the view that the notice has been issued against the petitioners and they have been directed to appear before respondent No.3 on 21.07.2023.

Keeping in view the above, the present petition stands disposed of with a direction to respondent No.2 to hear the reply and arguments produced by the petitioners specifically the arguments raised herein by counsel for the petitioners regarding the maintainability of the notices and the matter be dealt with in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

14.07.2023
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Whether speaking/reasoned	: Yes/No
Whether reportable	: Yes/No