

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

**CWP-19095-2017**

**Date of decision : 14.11.2023**

**Tarsem Chand and others**

**.....Petitioners**

**versus**

**Public Works Departments and others**

**..... Respondents**

**CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ**

**\*\*\***

Present :- Mr. Govind Rana, Advocate  
for the petitioners.

Mr. Saksham Khunger, Advocate and  
Mr. Sandeep Khunger, Advocate  
for respondent No.3.

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**RAJESH BHARDWAJ, J. (Oral)**

Petitioners have approached this Court directing the respondents not to carry out any construction work of service lane of 9 meters which is proposed to be built on each side of the National Highway No.71 i.e. Delhi to Amritsar *via* Narwana-Patran road from Challenge No.217.900 meters. Mark B to 218.100 meters. Mark C where the shops of the petitioners are situated. Further prayer has been made for directing respondents to allot alternate shops to the petitioners at Khasra No.129 which is now owned and possessed by Nagar Council and is situated just adjacent to the shops presently possessed by the petitioners. In case their shops are required to be demolished for welfare and development purposes such as widening of the highway No.71 and till then petitioners shall not be forcibly evicted from the shops in their possession during the pendency of the present writ petition.

Notice was issued and respondent No.3 has already filed the reply to the petition.

Learned counsel for respondent No.3 has submitted before this Court that the Resolution No.238 dated 29.08.2017 had already been passed. He submits that as per this list, the shopkeepers have already been allotted the alternative site. He further submits that in view of the same, the grievance raised by the petitioners has already been redressed and thus, nothing more survives for adjudication in this case.

After hearing counsel for the petitioners and perusing the record, this is apparent that by passing the resolution, alternative site has been allotted to the petitioners and thus, the present petition is disposed of as infructuous. However, the petitioners would be at liberty to avail their remedies in case any cause of action so accrues.

Since the main case has been decided, pending CM if any shall also stands disposed of.

( **RAJESH BHARDWAJ** )  
**JUDGE**

**14.11.2023**  
*m. sharma*

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