

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

CWP-7606-2012 (O&M)

Date of decision: 31.08.2023

Gobind Common Wealth Public High School

....Petitioner

versus

State of Punjab and others

....Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- None for the petitioner.

Ms. Akshita Chauhan, DAG, Punjab.

Mr. H.P.S. Ghuman, Advocate
for respondent No.2.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for quashing the impugned house tax Bill No.111807 dated 27.01.2011 amounting to Rs.1,87,886/- (Annexure P-10) and subsequent notice dated 06.02.2012 demanding Rs.2,16,501/- (Annexure P-13) under Punjab Municipal Corporation Act, 1976 being illegal, discriminatory, without jurisdiction, malafide one and above all *void ab initio*.

Learned counsel for respondent No.2 has submitted that this Court vide order dated 11.01.2016 observed that there was no representation on behalf of the petitioner and thus, on the assertion of learned counsel for respondent No.2, the interim order dated 14.05.2012 was modified to the extent of granting stay to the effect that petitioner would deposit 50% of the amount assessed without prejudice to its rights

in the petition. The case was adjourned thereafter. However, on 03.03.2016, the petitioner asserted that he had made the entire payment and thus, the order dated 11.01.2016 be recalled. However, learned counsel for respondent No.2 filed the application after verification that the statement made regarding payment of the entire amount was factually incorrect. However, thereafter the petitioner was not being represented. Perusal of the interim orders would show that on 21.01.2020, petitioner was not represented by anyone and thereafter, the case was adjourned on 12.05.2022. Again on the said date, no one was present. Thereafter, the case came up for hearing on 28.10.2022 and no one was present on behalf of the petitioner. Same is the position today. It appears that the petitioner is not interested in pursuing the case.

In view of the above, present petition is dismissed for non-prosecution.

31.08.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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