

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

223

**CWP-18780-2020
Date of Decision: 29.05.2023**

DINESH SHARMA

... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Petitioner in person.

Ms. Niharika Sharma, AAG, Punjab.

Ms. Kavita Arora, Advocate
for respondent No.6.

VINOD S. BHARDWAJ, J. (ORAL)

The present petition has been filed for seeking issuance of directions to the respondents to comply with the provisions of 'The Punjab Transparency and Accountability in Delivery of Public Services Act' and 'Rules', 2018.

The grievance primarily raised was for seeking replacement of dysfunctional LED street lights including those which have been removed from the poles. On the previous date of hearing i.e. 12.01.2023, counsel for respondent No.6 had referred to the written statement to contend that the needful has already been done and the statements of the local residents had

also been recorded about the satisfactory functioning of the street lights. The relevant extract of the abovesaid reply is reproduced hereinafter below:

1. That the present writ petition filed by the petitioner is not maintainable and is liable to be dismissed having been rendered infructuous. The petitioner in the present writ petition is seeking writ in the nature of mandamus directing the respondents to comply with the provisions of Punjab Transparency and Accountability in delivery of Public Service Act, Rules 2018 so that the citizen could avail the time bound delivery of notified public services in the effective manner. Further the petitioner is seeking mandamus directing the respondents to replace all dysfunctional LED lights from the residential area of Gurudwara Sahib, Pracheen Shiv Mandir, Purana Bazar Khamano District Fatehgarh Sahib

It is relevant to mention here that the dysfunctional LED Street Lights has already been replaced on 05.11.2020. The factum of having completed the rectification of the street lights has already been mentioned in the reply to the online compliant sent by the Municipal Council to the petitioner and a report of the same has also been sent to the worthy Principal Secretary Local Govt. Punjab vide letter bearing no 1323 dated 16.11.2020. A copy of the said letter dated 16.11.2020 is attached as Annexure R-6/1. Further a report from the residents of the area to the effect that the street lights in question were working in the proper manner is also attached as Annexure R-6/2 with the reply. Further to substantiate the fact the Photographs of the area showing the functional street lights in the area are attached herewith as Annexure R-6/3, In view of the above mentioned facts and circumstances the grievance of the petitioner stands redressed and thus the present writ petition is liable to be dismissed having been rendered infructuous.

A separate complaint register has also been put by the respondents to note down the complaints of the local residents. Even though the aforesaid

reply had been filed in the month of December, 2022, however, no replication/rejoinder rebutting the stand of the respondents has been filed. Hence, the specific stand of the respondents remains uncontroverted.

In this view of the matter, the present petition is disposed of having been rendered infructuous.

29.05.2023
rajender

(VINOD S. BHARDWAJ)
JUDGE

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