

CWP No.26748 of 2017

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.26748 of 2017

Date of decision : 11.01.2023

M/s New Bansal Trading Company

....Petitioner

VERSUS

State of Haryana and others

....Respondents

**CORAM:- HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE VIKRAM AGGARWAL**

Present: Mr. Rajnish K. Gupta, Advocate
for the petitioner.

Mr. Deepak Bhardwaj, DAG, Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned counsel for the parties are in agreement that against the impugned notice/letter dated 13.07.2017 (Annexure P-7), there is a statutory remedy of appeal provided under Section 12 (AA) of the Punjab Scheduled Roads and Controlled Area Restriction of Unregulated Development Act, 1963 (hereinafter referred to as '1963').

Learned counsel for the petitioner contends that the petitioner would file an appeal within a period of three weeks from today and till then, interim order as granted by this Court on 22.11.2017 may be ordered to be continued.

Keeping in view the fact that there is an alternative statutory remedy provided under the 1963 Act, we relegate the petitioner to avail of the same in accordance with law.

CWP No.26748 of 2017

In case the petitioner avails of his remedy within a period of three weeks from today, interim order dated 22.11.2017 passed in this case shall continue till then. It is clarified that beyond the period of three weeks, whatever be the order passed by the Competent Authority, the said order would operate and interim order passed by this Court shall stand vacated automatically.

The present writ petition stands disposed of accordingly.

(AUGUSTINE GEORGE MASIH)
JUDGE

11.01.2023
Harish

(VIKRAM AGGARWAL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>