

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

**CWP-27027-2022 (O&M)
Date of decision : 15.09.2023**

Sushil Kumar

.....Petitioner

versus

State of Punjab and others

..... Respondents

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

Present :- Mr. Dheeraj Mahajan, Advocate
for the petitioner.

Mr. Arun William, AAG, Punjab.

Mr. Sarthak Soni, Advocate for
Mr. Sanjeev Soni, Advocate
for respondent No.3.

Mr. Abdul Aziz, Advocate
for respondent No.4.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for issuance of direction to the respondent-authorities to consider the legal notice dated 12.09.2022 (Annexure P-7) served by the petitioner requesting the respondents to take immediate steps in the light of speaking order dated 10.03.2021 (Annexure P-6) passed by respondent No.2 in pursuance to directions issued by this Court in CWP-8651-2019 and to remove the encroachment from the public park and to demolish the illegal construction raised by respondent No.4 by completely violating the provisions of Punjab Municipal Corporation Act, 1976 as the illegal structure raised by respondent No.4 is causing serious threat of life and property to the

petitioner as well as to the other inhabitants of the locality and respondent No.4 has recently carried out material alterations in the building and the same can collapse at any time, however, despite the speaking order dated 10.03.2021 (Annexure P-6) passed by respondent No.2 directing respondent No.3 to remove the encroachment at the earliest, nothing has been done till date on account of political pressure, entitling the petitioner to approach this Court for redressal of his grievances.

Learned counsel for the petitioner submits that for the redressal of his grievance, petitioner has served a legal notice dated 12.09.2022 (Annexure P-7) upon respondents No.2 and 3 but the same has not been taken into consideration by the said respondents till date.

After hearing counsel for the parties and perusing the record, respondent No.3-Commissioner, Municipal Corporation, Pathankot is directed to decide the legal notice dated 12.09.2022 (Annexure P-7) served by the petitioner expeditiously preferably within a period of four weeks from today in accordance with law.

In view of the above, present petition is disposed of.

As the main case has been decided, application, if any, stands disposed of accordingly.

15.09.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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