

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(108)

CWP-22809-2023

Date of decision: - 10.10.2023

The Malwa Bus Services Private Limited, Regd., Moga

....Petitioner

Versus

Regional Transport Authority, Ferozepur and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Balwinder Singh Sudan, Advocate,
for the petitioner.

Mr. Ferry Sofat, Additional Advocate General, Punjab
for the respondents.

VIKAS BAHL, J. (ORAL)

1. This writ petition has been filed under Article 226 of the Constitution of India for issuance of writ in the nature of mandamus directing the respondents to allot time, equal frequency and equal halting time to the petitioner in the time-table of the stage carriage buses to operate on the route(s) pursuant to the Stage Carriage Permits issued to the petitioner. A further prayer has been made for issuance of directions to the respondents to frame new time table for the stage carriage buses coming from the side of Ferozepur, Faridkot and Zira (three feeder points) to Moga, and thereafter from the Moga (merger point) for further travel to Ludhiana (destination).

2. Learned counsel for the petitioner has submitted that for the

grievances of the petitioner, the petitioner has given a legal notice dated 02.10.2023 (Annexure P-3) and the petitioner would be satisfied in case respondents No.1 and 2 considers the same in accordance with law, within a specified time frame and in case the pleas raised by the petitioner are found to be meritorious, then, grant the appropriate relief.

3. Learned State counsel has submitted that the respondents would consider the said legal notice dated 02.10.2023 (Annexure P-3) in accordance with law and the same would be done within a period of four weeks from the date of certified copy of this order.

4. Keeping in view the above-said facts and circumstances, the present petition is disposed of with a direction to the respondents to consider the legal notice dated 02.10.2023 (Annexure P-3) filed by the petitioner within a period of four weeks from the date of receipt of certified copy of this order and in case the respondents is of the view that the pleas raised by the petitioner are meritorious, then, the necessary relief be granted to the petitioner as expeditiously as possible. In case the respondents is of the view that the pleas raised by the petitioner are meritless, then, a speaking order rejecting the claim be passed within the aforesaid period of four weeks.

5. It is made clear that this Court has not opined on the merits of the case and the respondents would consider and decide the matter independently, in accordance with law.

October 10, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No