

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.23777 of 2023
Date of Decision : 18.10.2023

Shanker Bansal

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Himanshu Raj, Advocate with
Mr. Pranav Goyal, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for issuance of direction to respondent No.3 to act upon the notice/representation/letter dated 28th September 2023 (Annexure P-7) sent by the petitioner-highlighting illegalities being committed by Rinku Tanwar in constructing shop No.131, M.C. Colony, Hisar - since the construction is being carried out without getting the layout plan approved from the concerned authority and/or in violation of the layout plan leading to illegal encroachment inter alia and in complete violation of the building bye laws as well as the mandatory provisions of the Haryana Building Code, 2017 thereby passing high risk to human life and property. Further prayer has been made for directing respondent No.3 to issue "Stop Work Order" to halt any further construction on the said premises & to impose appropriate penalties and actions on the persons/officials involved in this unlawful/illicit activity, so

as to discourage such incidents in future and to uphold/protect the sanctity of law.

Learned counsel for the petitioner submits that for the redressal of his grievance, the petitioner has already filed letter/notice/representation dated 28.09.2023 (Annexure P-7) before respondent No.3- the Commissioner, Municipal Corporation, Hisar but no action has been taken on the same till date.

Notice of motion.

On asking of the Court, Ms. Upasna Dhawan, AAG, Haryana appears and accepts notice on behalf of the respondents.

Heard.

After arguing for some time, learned counsel for the petitioner submits that the petitioner be allowed to file a fresh consolidated representation before respondent No.1, who would decide the same in a time bound manner.

In view of the above, the present petition is disposed of with liberty to the petitioner to file appropriate representation before respondent No.1 within a week from today. In case any such representation is filed by the petitioner within a week from today, then respondent No.1 is directed to decide the same in accordance with law within a period of four weeks from the date of its receipt.

18.10.2023

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(RAJESH BHARDWAJ)
JUDGE

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