

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

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2023:PHHC:108756-DB

CWP-28058-2017

Date of Decision: 22.08.2023

Ferrous Township Pvt. Ltd.

.....Petitioner(s)

Versus

State of Haryana and others

....Respondent(s)

**CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA
HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN**

Present: Ms. Shivani Sahni, Advocate,
for Mr. Sourabh Goel, Advocate,
for the petitioner.

Mr. Aman Bahri, Addl. A.G., Haryana.

Mr. Kushaldeep Kaur, Advocate,
for Mr. Ankur Mittal, Advocate,
for respondent No.5.

Mr. S.K. Pandey, Advocate,
for respondent No.7.

G.S.SANDHAWALIA, J. (Oral)

1. The present writ petition has been filed under Articles 226 and 227 of the Constitution of India for directing the respondents to take action on various representations and take action against respondent No.7, who is stated to have made illegal/unauthorized plotting and construction within the urban area of Sector 70, Faridabad without obtaining the license or permission. On 18.04.2023, the following order was passed:-

“None has put in appearance on behalf of the petitioner.

Learned counsel for respondent Nos.1 to 4 and 6 submits that on the basis of para no.4 of the written statement filed by District Town Planner (Enforcement), Office of Town and Country Planning, Faridabad-respondent No.6 on behalf of respondent Nos.1 to 4 and

6, an FIR No. 73 dated 06.2.2018 at Police Station Sadar, Ballabgarh, District Faridabad has been registered. It has also been stated that the unauthorized construction carried out in khasra no.140//9/2 situated in the revenue estate of village Sihi, Tehsil Ballabgarh, District Faridabad, has been demolished by the official respondents on 06.06.2018. Photographs have also been appended alongwith the written statement. Learned counsel, on the above basis, contends that the present writ petition has been rendered infructuous as the illegal colony which was complained of by the petitioner, stands demolished.

Since the counsel for the petitioner has not come for hearing of the case, the hearing of the case is deferred to 22.08.2023.

To be shown in the urgent list.”

2. The case could not be disposed on that date due to the non-appearance of counsel for the petitioner. In spite of over 5 months having passed by, no affidavit contrary has been filed that the State has not taken action noted in the above order.
3. In such circumstances, we are of the considered opinion that the writ petition has been rendered infructuous in view of the reply filed by the State and the same is disposed of as such.

(G.S. SANDHAWALIA)
JUDGE

22.08.2023
shivani

(HARPREET KAUR JEEWAN)
JUDGE

Whether reasoned/speaking

Whether reportable

Yes

No