

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(115)

CWP-24082-2023

Date of decision: - 20.10.2023

Kuldeep Singh and others

....Petitioners

Versus

The State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Rohit Kapoor, Advocate,
and Mr. Ashutosh Mishra, Advocate
for the petitioners.

Mr. Ferry Sofat, Additional Advocate General, Punjab.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent No.2 to decide the applications dated 30.07.2022 (Annexures P-4 to P-6) and dated 07.12.2022 (Annexures P-12 to P-15) submitted by the petitioners, with a further direction to grant regular stage carriage permits in pursuance thereof, under Chapter V of the Motor Vehicles Act, 1988.

2. Learned counsel for the petitioners has submitted that the applications have been submitted by four petitioners on 30.07.2022 (Annexures P-4 to P-6) and 07.12.2022 (Annexures P-12 to P-15) and yet, no final decision has been taken thereon and the petitioners would limit their prayer, at this stage, to a direction to respondent No.2 to take a final

decision on the said applications, in accordance with law, within a specified time frame and in case the pleas raised by the petitioners are found to be meritorious, then, grant them the appropriate relief.

3. Learned State counsel has submitted that respondent No.2 would take a final decision on the said applications dated 30.07.2022 (Annexures P-4 to P-6) and 07.12.2022 (Annexures P-12 to P-15), filed by the petitioners, in accordance with law and the same would be done within a period of six 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 respondent No.2 to take a final decision on the applications dated 30.07.2022 (Annexures P-4 to P-6) and 07.12.2022 (Annexures P-12 to P-15), filed by the petitioners within a period of six weeks from the date of receipt of certified copy of this order and in case respondent No.2 is of the view that the pleas raised by the petitioners are meritorious, then, the necessary relief be granted to the petitioners as expeditiously as possible. In case respondent No.2 is of the view that the pleas raised by the petitioners are meritless, then, a speaking order rejecting the claim be passed within the aforesaid period of six weeks.

5. It is made clear that this Court has not opined on the merits of the case and respondent No.2 would consider and decide the matter independently, in accordance with law.

October 20, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No