

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-26192-2023

Date of decision : 22.11.2023

M/s Border Linkers Transport Regd. Amritsar

... Petitioner

Versus

State of Punjab and others

... Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Raj Kaushik, Advocate and
Mr.Piyush Aggarwal, Advocate
for the petitioner.

Mr.Ferry Sofat, Addl.A.G. Punjab.

VIKAS BAHL, J.(ORAL)

1. This is a civil writ petition filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing the respondent no.3 to grant and issue the timings in the joint time table to operate on the allotted composite stage carriage permits no.156-157 on the route Gurdaspur to Batala and permit no.158-159 on the route Talwara to Amritsar within stipulated time.

2. Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner, the petitioner has given a legal notice dated 28.10.2023 (Annexue P-4) and at this stage, would be satisfied in case the said legal notice is considered by the competent authority of the respondents in a time bound manner and if after considering the same, in case, the plea by the petitioner is found to be meritorious, then necessary relief be granted to the petitioner.

3. Learned State counsel has submitted that the competent authority of the respondents would consider the said legal notice and decide the same within a period of 4 weeks from the date of the receipt of certified copy of the present order.
4. Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to the competent authority of the respondent State to consider the legal notice dated 28.10.2023 of the petitioner and decide the same, in accordance with law, as expeditiously as possible, preferably within a period of 4 weeks from the date of the receipt of certified copy of the present order and in case, after considering the same, the plea of the petitioner is found to be meritorious, then necessary relief be granted to the petitioner and in case, the plea of the petitioner is not found to be meritorious, then a speaking order rejecting the same be passed within a period of 4 weeks from the date of the receipt of certified copy of the present order.
5. It is made clear that this Court has not opined on the merits of the case and the competent authority of the respondent State would consider and decide the legal notice independently, in accordance with law.

(VIKAS BAHL)
JUDGE

November 22, 2023.
Davinder Kumar

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