

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-27397-2023

Date of decision : 07.12.2023

Kuldeep Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr.Deepanshu Sharma, Advocate for
Mr.Harpinder Singh Jalal, 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 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent no.3 to decide the representation (Annexure P-2) and issue the permit on the route in question as per the grant letter dated 29.03.2023 (Annexure P-1) and provisions of the Motor Vehicles Act, 1988.

2. Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner, the petitioner has given a representation dated 22.06.2023 (Annexure P-2) and at this stage, would be satisfied in case the said representation is considered by the competent authority of respondent no.1 in a time bound manner and if after considering the same, in case, the plea raised 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 respondent no.1 would consider the said representation 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 respondent no.1 to consider the representation dated 22.06.2023 (Annexure P-2) 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 respondent no.1 would consider and decide the representation independently, in accordance with law.

(VIKAS BAHL)
JUDGE

December 07, 2023.
Davinder Kumar

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