

THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.1450 of 2024
Date of Decision: 23.01.2024

Amrik Singh
..... Petitioner

Versus

State of Punjab and others
..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Deepak Arora, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (ORAL)

Present writ petition has been filed for directing respondents No.1 to 9 to take appropriate action against respondent No.10, who despite being the Sarpanch of the Gram Panchayat, Nadala, District Kapurthala had committed various illegalities and despite the specific letter/notice dated 28.11.2023 (Annexure P-7) issued by BDPO, Nadala as well as further report (Annexure P-9) SDM Bholath dated 02.01.2023 (actual date should be 02.01.2024 and wrongly mentioned as 02.01.2023) recommending action against the Sarpanch, no action has so far been taken and further to stop/remove the illegal construction of the level of the road i.e. Main road Nadala-Dhilwan to Daudpur, District Kapurthala which has been raised near the house of respondents No.10 and 11 over the property belonging to Mandi Board and no permission/sanction was obtained by respondent No.10 before executing the said work and even as

per the letter/notice dated 28.11.2023 (Annexure P-7) issued by BDPO. Further prayer has been made for restraining respondent No.10 from executing further road construction over the property as mentioned above.

Learned counsel appearing on behalf of the petitioner has submitted before this Court that for the redressal of grievances of petitioner, he has already filed his representation/complaint dated 11.12.2023 (Annexure P-8) before the respondents but no decision has been taken on the same till date. He further submits that the petitioner will be satisfied if a direction is issued to respondent No.3 i.e. Deputy Commissioner, Kapurthala to decide the same in a time bound manner.

Notice of motion to the official respondents at this stage.

On asking of the Court, Ms. Akshita Chauhan, DAG, Punjab appears and accepts notice on behalf of respondents No.1 to 8. At this stage, Mr. Avinit Avasthi, Advocate has appeared and accepts the notice on behalf of respondent No.9.

In view of the above position, the present petition stands disposed of with a direction to respondent No.3-Deputy Commissioner, Kapurthala to look into the representation/complaint of the petitioner dated 11.12.2023 (Annexure P-8) and decide the same in accordance with law within a period of four weeks from today.

23.01.2024
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(RAJESH BHARDWAJ)
JUDGE

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