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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

2024:PHHC:019733

CWP-3078-2024

Date of Decision:13.02.2024

Thakur Dwara Banke Bihari Mandir (Lala Kalu Mal)

..... Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Prateek Sodhi, Advocate, for the petitioner.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for issuance of direction tot he official respondents to take requisite action on its own notice bearing MTP No.1766 dated 25.11.2016 (Annxure P-2), whereby, despite concluding that the building in question is unfit and is unsafe, the officials respondents have abdicated in their official duty to take requisite action on the same.

It has been *inter alia* contended by learned counsel for the petitioner that respondent-MC itself has issued a letter dated 25.11.2016, where the building was found to be in dilapidated condition. He submits that it was further mentioned in the letter regarding taking of necessary action within 15 days, however, despite that no action has been taken by the respondent-MC till date. He further submits that for the redressal of the grievance, the petitioner has already served a legal notice dated 15.01.2024 (Annexure P-6) upon respondent No.2, however, no action has been taken on the same till date.

Notice of motion for official respondents only.

Mr. Tribhawan Singla, Sr. DAG, Punjab, accepts notice on behalf of the respondent-State and Mr. Sanjeev Soni, Advocate, accepts notice on behalf of the respondent-MC.

Learned counsel for respondent-MC has submitted that the condition of the building mentioned in the letter dated 25.11.2016 was to rectified or to be demolished. He submits that the legal notice served by the petitioner would be decided in accordance with law.

After hearing learned counsel for the parties, the present petition is disposed of with a direction to respondent No.2 i.e. the Commissioner, Municipal Corporation, C Block Ranjit Avenue, Amritsar to decide the legal notice dated 15.01.2024 (Annexure P-6) served by the petitioner in accordance with law within a period of four weeks from today.

(RAJESH BHARDWAJ)
JUDGE

13.02.2024
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Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No