

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-3253-2024

Date of Decision: 14.02.2024

Pardeep

....Petitioner

Versus

State of Punjab and Others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN PALLI

CORAM: HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Divyam Singh, Advocate, for the petitioner.

Mr. Shekhar Verma, Addl. A.G., Punjab.

VIKRAM AGGARWAL, J.

The petitioner is owner of a plot bearing No.1172, Block-A, Sector 66, Beta, I.T. City, SAS Nagar, Mohali. The limited grievance that the petitioner has is that on account of existence of drainage pipes in the plot owned by the petitioner, he is not in a position to raise construction over his plot and on account of non-construction, the respondents are charging penal interest.

At the outset, learned counsel for the petitioner submits that before filing the instant petition, the petitioner had submitted representations dated 27.09.2023 and 08.11.2023 (Annexures P-5 and P-6) requesting to respondent No.3 to get the drain pipes removed from his plot and till the time the same was not done, they were requested not to charge any penalty from him. Learned counsel submits that no action has been taken by the respondents in pursuance to the said representations nor any decision has been taken on the same. He further submits that at this stage, the petitioner would be satisfied if a direction is issued to the competent authority to take a decision on the representations (Annexures P-5 and P-6).

Served with the advance copy of the petition, Mr. Shekhar Verma, learned Additional Advocate General, Punjab is present. He very fairly submits that the said representations (Annexures P-5 and P-6) shall be decided within a period of four weeks and the matter shall be settled. He further submits that the decision so taken shall be by way of a speaking order and the same shall duly be conveyed to the petitioner immediately.

Learned counsel for the petitioner is agreeable to the course suggested by learned Additional Advocate General, Punjab and submits that the instant petition be disposed of, in the aforesaid terms.

The petition is accordingly disposed of, in terms of the statements given by learned counsel for the parties.

This Court is sanguine that the authorities shall pass appropriate orders, in accordance with law, within the time indicated by learned Additional Advocate General, Punjab, assigning reasons in support thereof.

Needless to assert that this order shall not constitute an expression of opinion on the merits of the case of either party, for, as indicated above, the competent authority shall examine the concerns/grievances of the petitioner, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

14.02.2024
Prince Chawla

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