



**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

231-3

CWP-3750-2023

Date of decision : 25.10.2024

Major Singh and another

....Petitioners

V/S

The Commissioner, Municipal Corporation,
Amritsar and others

....Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. K.P. Singh, Advocate for the petitioner.

Mr. Sandeep Khunger, Advocate for respondents No.1 to 3.

Mr. Sarthak Gupta, Advocate for respondent No.4.

NAMIT KUMAR, J. (ORAL)

1. The petitioners have filed the instant writ petition under Article 226 of the Constitution of India, seeking a writ of mandamus, directing the respondents to release monetary benefits to the petitioner for a period of 03 years immediately w.e.f. 08.11.2017 in view of the orders dated 04.04.2022 (Annexures P-4 & P-5) passed by respondent No.1 along with interest @ 18% per annum from the date of entitlement to the date of realization.

2. Short reply by way of an affidavit of Sh. Sandeep Singh, Superintending Engineer, Municipal Corporation, Amritsar, on behalf of respondent No.2, has been filed in the Court today which is taken on record. In the said reply, it has been stated as under :-

“1. That the petitioner has filed the present writ petition in this Hon’ble Court for the issuance of a writ, order or



CWP-3750-2023

-2-

direction in the nature of mandamus directing the respondents to release monetary benefits to the petitioner for a period of 3 years immediately preceding the date of legal notice dated 08.11.2017 in view of the orders passed by the then Commissioner, Municipal Corporation, Amritsar on 04.04.2022 (P-4 & P-5) along with interest @ 18% from the date of entitlement to the date of realization.

2. *That in compliance to the order Annexure P-5 passed by the then Commissioner, Municipal Corporation, Amritsar, the following payments have been made to the petitioner :-*

<i>Sr. No.</i>	<i>Total amount payable</i>	<i>Cheque No. & date</i>	<i>Amount paid</i>
1.	Rs.6,86,246/-	597583 dt. 09.01.2024	Rs.2,00,000/-
		628866 dt. 03.04.2024	Rs.2,00,000/-
		628714 dt. 30.01.2024	Rs.2,00,000/-
		654774 dt. 13.09.2024	Rs.86,246/-
		Total	Rs.6,86,246/-

3. *That in view of the fact that the payment which was due to be paid to the petitioner has already been released as mentioned above, therefore, the present writ petition has become infructuous and thus, the same is liable to be dismissed as having become infructuous.”*

3. In view of the stand taken by respondent No.2 in the short reply, the instant petition has been rendered infructuous and the same is disposed of accordingly.

25.10.2024

kothiyal

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No