

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH.

120

CWP-4971-2024 (O&M).
Date of Decision: 01.03.2024.

BALBIR SINGH

... Petitioner(s)

Versus

**SUB DIVISIONAL MAGISTRATE, GIDDERBAHA, DISTRICT SRI
MUKTSAR SAHIB AND OTHERS**

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Ashok Kumar Khunger, Advocate,
for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

The instant writ petition has been filed for seeking issuance of direction to the Court of Sub Divisional Magistrate, Gidderbaha, District Sri Muktsar Sahib, to decide the petition dated 11.02.2022 titled as 'Balbir Singh Vs. Block Development and Panchayat Officer and another,' filed by the petitioner, in a time bound manner.

Learned counsel for the petitioner submits that the petitioner has filed a petition under Section 133 of the Code of Criminal Procedure, for removal of encroachment in the public street of village Khirkianwala,

Tehsil Gidderbaha, District Sri Muktsar Sahib, however, no decision has been taken thereupon despite the same being pending for the last 2 years.

Notice of motion.

Mr. Saurav Verma, Addl. A.G. Punjab, who is present in Court, accepts notice on behalf of the respondents and he has no objection to the aforesaid prayer being granted.

Accordingly, with the consent of the parties and without commenting upon the merits/maintainability of the present writ petition and leaving the same open to the respective parties, the present writ petition is disposed of with a direction to the respondent No.1-Sub Divisional Magistrate, Gidderbaha, District Sri Muktsar Sahib, to decide the pending petition under Section 133 of the Code of Criminal Procedure filed by the petitioners and to pass a speaking and reasoned order thereupon in accordance with law in a time bound manner and preferably within a period of four months from the date next fixed before the respondent No.1 after granting an opportunity of hearing to the respective parties.

Petition stands disposed of accordingly.

March 01, 2024.

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(VINOD S. BHARDWAJ

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No