



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-10760-2024

Date of decision: 09.05.2024

Manjit Singh Sethi

....Petitioner

Versus

State of Punjab and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN PALLI
HON'BLE MR. JUSTICE VIKRAM AGGARWAL**

Present: Mr. Ranjit S Bajaj, Advocate,
for the petitioner.

ARUN PALLI, J. (Oral)

The petitioner has prayed for the following substantive relief:-

“Civil Writ Petition under Articles 226/227 of Constitution of India praying for issuance of a writ, order or direction in the nature of Mandamus directing the respondents to issue fresh No Due Certificate, issue site plan and also execute sale deed qua plot No.39-C measuring 500 sq. yards falling in 94.97 Acres Development Scheme known as Surya Enclave Extension Jalandhar, qua which entire payment has already been made long back and possession has also been handed over to the petitioner.”

At the outset, learned counsel for the petitioner submits that prior to the institution of this petition, the petitioner had even served the respondent authorities with legal notices dated 30.10.2022 (P-11) and 16.10.2023 (P-13). Whereupon, vide communication dated 19.02.2024 (P-14), the Local Government Department, Punjab Government, had required the Executive Officer, Improvement Trust, Jalandhar



(respondent No.3) to examine the matter and take necessary measures. It is urged that even though a considerable time has elapsed, but the matter has not made any tangible progress. Thus, interest/rights of the petitioner are severely impacted.

Served with the advance copy of the petition, Mr. Sandeep Khunger, Advocate, for respondent Nos.2 and 3 is present in Court. Upon being pointedly asked, he pleads no instructions, if the communication dated 19.02.2024 (*ibid*), has been responded to or any action has been initiated pursuant thereto. However, he submits that let the petition be disposed, at this stage, to enable the respondent-Trust to take cognizance of the matter, forthwith and pass necessary orders, in accordance with law. Further, he submits that before any such orders are passed, the petitioner shall be heard, for which, a formal communication shall be issued to him, well in advance. And the petitioner shall also be at liberty to furnish any fresh material/documents to support/substantiate his claim within three days from today, which shall be taken into account, while passing the formal orders, as indicated above.

Learned counsel for the petitioner is in agreement with the course suggested by learned counsel for the respondent-Trust and submits that let this petition be disposed of, in terms of the statement made by him. However, it is urged that the authorities be directed to do the needful, within a specified time.

In response, learned counsel for the respondent-Trust submits that appropriate orders shall be passed within a period of eight weeks from today.



In the wake of the position sketched out above and in terms of the statements made by learned counsel for the parties, the petition is accordingly disposed of.

This Court is sanguine that the authorities shall look into the matter in the right earnest. And the appropriate orders shall be passed within the time indicated by learned counsel for the respondent-Trust.

Needless to assert that this order shall not constitute any 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

09.05.2024
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No