



CWP No.13787 of 2024 (O&M) 1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

109

CWP No.13787 of 2024 (O&M)
Date of Decision: 31.05.2024

Vinod KumarPetitioner
Vs
State of Punjab and othersRespondents

CORAM: *HON'BLE MR. JUSTICE G.S. SANDHAWALIA*
ACTING CHIEF JUSTICE
HON'BLE MS. JUSTICE LAPITA BANERJI

Present: Mr. Ashish Soi, Advocate
for the appellant.

G.S.SANDHAWALIA, ACTING CHIEF JUSTICE (ORAL)

1. Petitioner seeks issuance of a writ, order or direction in the nature of mandamus for directing respondents No.1 to 6 to take appropriate action against respondents No.7 to 12 for carrying out inherently hazardous activities in their factory units installed in the residential area. Petitioner also seeks issuance of direction to the respondents to decide the representation (Annexure P-11) dated 15.05.2024.
2. Apparently, the petitioner had already filed COCP No.2192 of 2023 for violation of order passed in CWP No.4085 of 2023. It is his grouse that though the stand by the State in their reply filed by way of affidavit of Assistant Town Planner is that the Units as such which were running illegally in the residential area have been sealed, but the said Units have



CWP No.13787 of 2024 (O&M) 2

now broken open the seal and they have started running their factories again. It is therefore, he has given a legal notice dated 15.05.2024 regarding this aspect.

3. Keeping in view the above, we are of the considered opinion that since the contempt petition is still pending, it is open to the petitioner to place these facts before the Contempt Court and the Contempt Court can then examine the aspect whether the authorities as such are adhering to the directions passed with due diligence or not.
4. Disposed of accordingly.

(G.S. SANDHAWALIA)
ACTING CHIEF JUSTICE

(LAPITA BANERJI)
JUDGE

31.05.2024
Prince

Whether speaking/reasoned Yes/No

Whether reportable Yes/No