

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-2000-2018
Date of decision : 21.02.2024

Kishori Lal and othersPetitioners

versus

State of Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Surinder Garg, Advocate
for the petitioners.

Mr. Navneet Singh, Senior DAG, Punjab.

Mr. Tarun Vir Singh Lehal, Advocate
for respondent No.3-GLADA.

Mr. Joginder Sharma, Advocate
for respondent No.4.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for directing the respondents not to illegally evacuate the petitioners who are admittedly tenants of respondent No.4 since long without following the due process of law. Further prayer has been made to restrain the respondents from causing any harm to their rented premises which are only source to earn their livelihood by using any kind of coercive method. Further prayer has been made for directing respondent No.3 i.e. Chief Administrator GLADA not to take any further action in terms of the verbal announcement whereby the petitioners have been directed to vacate the rented premises as the same is violation of Article 21 of the Constitution of India and further as above mentioned verbal announcement for vacation of the rented premises within such a short span of one night without affording proper

opportunity of hearing is against the principles of natural justice as same is illegal, malafide, arbitrary and perverse to the law of land.

Learned counsel for respondent No.3 has drawn the attention of this Court to the reply wherein it has been specifically submitted that the issue regarding vacation of premises/demolition would be considered after following the due procedure of law and providing opportunity of being heard as a matter of natural justice.

Learned counsel for respondent No.4 has also submitted on the same lines.

In view of the above, present petition is disposed of with direction to respondent No.4-Municipal Corporation, Moga to take any action if so required in accordance with law as submitted before this Court. Petitioner would be at liberty to avail his remedy in case any further cause of action accrues.

21.02.2024
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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