

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-19276-2020
Date of decision : 15.02.2024

Bharat Bhushan
.....Petitioner
versus
State of Punjab and others
..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. V.K. Sandhir, Advocate
for the petitioner.

Mr. Tribhawan Singla, Sr. D.A.G., Punjab.

Mr. Sanjeev Soni, Advocate
for respondents No.2 & 3.

Mr. B.M. Vinayak, Advocate
for respondents No.6 to 8.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for issuance of writ in the nature of mandamus directing respondents No.1 to 3 for taking action as envisaged under Sections 273 & 274 of the Punjab Municipal Corporation Act, 1976 with regard to H. No.2536, Block No.4, Flat No.15-16, Mahan Singh Gate, Cheel Mandi, Amritsar and further for directing respondents No.4 & 5 to ensure that the petitioner and his family members are not harassed on account of any untoward incident happening on account of falling down of H. No.2536, Block No.4, Flat No.15-16, Mahan Singh Gate, Cheel Mandi, Amritsar.

Learned counsel for the respondent-Municipal Corporation has submitted that the present petition was filed in the year 2020 and the condition of the shops at the spot must have been changed with the

passage of time. He submits that the petitioner be directed to file a fresh representation before respondent No.2 and the same will be decided expeditiously after getting the spot inspected.

Learned counsel for the petitioner has stated that he may be permitted to file such representation within a period of ten days before respondent No.2 and he may be directed to decide the same in a time bound manner.

Heard.

In view of the above, the present petition is disposed of with liberty to the petition to file a fresh representation before respondent No.2- i.e. Commissioner, Municipal Corporation, Amritsar within a period of ten days from today and in case the representation is filed before respondent No.2 within the stipulated period, then respondent No.2 is directed to decide the same as per law within a further period of one month from the date of its filing. Respondent No.2 will be free to get the site inspected before passing order on the representation.

15.02.2024

ps-I

(RAJESH BHARDWAJ)
JUDGE

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