



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No.17725 of 2024 (O&M)
Date of Decision :30.07.2024**

Harish Chander Pahwa

.....Petitioner

Versus

State of UT Chandigarh and others

..... Respondents

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

Present : Mr. Gautam Diwan, Advocate for the petitioner.

**Mr. Ashish Rawal, Addl. Standing Counsel with
Mr. Karan Vir Singh, Standing Counsel
for UT Chandigarh.**

ARUN PALLI, J. (Oral):

The petitioner (Harish Chander Pahwa), has prayed for the following substantive relief:-

“Civil Writ Petition under Article 226/227 of the Constitution of India for the issuance of a writ of in the nature of mandamus or any other writ order of direction for directing the respondent No.3 to remove the charge of lien from the property bearing House No.334, Sector 40-A, Chandigarh as per the certificate dated 19.07.2023 (Annexure P-11) regarding closure of loan and removal of lien issued by ICICI Bank and also issuing direction to respondent No.3 for providing the second set of original deed of conveyance tagged in the official record of respondent no.3 at Page No.114 to 128 and 129 to 143 (15 pages of each set) as admitted as per RTI information dated 09.05.2024 (Annexure P-10) as the same is required for registration before the office of Sub Registrar Chandigarh.”



Learned counsel for the petitioner submits that prior to the institution of this petition the petitioner had even repeatedly represented to the respondents-authority vide representations dated 22.04.2024 and 07.05.2024 (P-17 to P-19), but to no avail. So much so, even the legal notice dated 03.06.2024 (P-20), the authority was served with has failed to evoke any response.

Served with the advance copy of the petition, Mr. Ashish Rawal, Additional Standing Counsel, for the respondents, is present in Court. On instructions, he submits, for the competent authority is already in seizin of the matter, it would be expedient if the petition is disposed of, at this stage, to enable to authority to deal with the concerns/grievances of the petitioner as sought to be raised in the petition. And, pass necessary orders on the representations/legal notice submitted by him, in accordance with law. He further submits that before any such orders are passed, the petitioner shall also be afforded an opportunity of hearing for which a formal communication shall be issued, well in advance.

Learned counsel for the petitioner is agreeable to the course suggested by learned counsel for the respondents and submits that let this petition be disposed of in terms of the statement made by him. However, it is urged that the competent authority be directed to decide the matter within a specified time.

In response, learned counsel for the respondents submits that appropriate orders shall be passed within a period of six weeks from today.

The petition is, accordingly, disposed of in terms of the



statements made by learned counsel for the parties.

This Court is sanguine that the respondents-authority shall look into the matter in the right earnest. And, appropriate orders, in accordance with law, shall be passed within the time indicated by the learned counsel for the respondents.

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 claim/grievance of the petitioner, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

30.07.2024
Manoj Bhutani

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