



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-20528-2024
Date of decision: 27.08.2024

Sandeep KumarPetitioner
Versus
State of Punjab and anotherRespondents

2) CWP-20541-2024

Baldish KumarPetitioner
Versus
State of Punjab and anotherRespondents

3) CWP-20552-2024

Dinesh KumarPetitioner
Versus
State of Punjab and anotherRespondents

4) CWP-20570-2024

Umesh KathiaPetitioner
Versus
State of Punjab and anotherRespondents

5) CWP-20573-2024

Rohan KathiaPetitioner
Versus
State of Punjab and anotherRespondents

6) CWP-20576-2024

Rajbir KaurPetitioner
Versus
State of Punjab and anotherRespondents

7) CWP-20582-2024

Sham LalPetitioner
Versus
State of Punjab and anotherRespondents



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

Present: Mr. Aharjot Grewal, Advocate, for
Mr. Prateek Sodhi, Advocate, for the petitioners.

ARUN PALLI, J. (Oral)

For, learned counsel for the petitioners submits that the matter in issue in this bunch of seven petitions is identical, these are being disposed of by a common order and judgment. However, the facts are being derived from CWP-20528-2024.

The petitioner (Sandeep Kumar) has prayed for the following substantive relief:

“Civil Writ Petition under Article 226 of the Constitution of India for issuance of a writ in the nature of Mandamus directing the Respondents to consider and decide, preferably in a time bound manner, the request submitted by the Petitioner vide diary No.858, dated February 13, 2024 for grant of No Objection Certificate to Petitioner to undertake the construction upon the plot owned and possessed by the Petitioner.”

Learned counsel for the petitioner submits that plot/site No. 149, measuring 175 square yards, comprised in khasra number 71//4 min, situated in village Pandori Waraich, Majitha, District Amritsar, was originally allotted to one Baldev Singh, who further sold it to Amit Nanda. Whereafter, it was purchased by the petitioner, vide sale deed dated 31.03.2023. Further, he submits that the subject site falls within the limits of Amritsar Development Authority (respondent No.2). And, the petitioner, vide a formal application, had prayed for issuance of a ‘No Objection Certificate’ (NOC), which was even received by the respondent authorities, vide diary number 858 dated 13.02.2024. It is urged that even though, a considerable time has elapsed, but the matter has not made any tangible progress. With reference to the communication dated 16.08.2019 (P-1), it is submitted that a person, who was identically placed as the petitioner, has already been issued the NOC.

Served with the advance copies of the petitions, Mr. Jastej Singh, learned Deputy Advocate General, Punjab, for the respondents, is present in Court. At the outset, he, on instructions, submits, for the applications for issuance of the NOC are stated to be pending with the respondent authorities, it would be expedient if these petitions are disposed of, at this stage, to enable the authorities to consider the same and pass necessary orders, in accordance with law. Further, before any such orders are passed, the petitioners shall be heard, for which a formal communication shall also be issued them, well in advance.

Learned counsel for the petitioners is in agreement with the course suggested by learned State counsel, and submits that let these petitions 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 State counsel submits that appropriate orders, as indicated above, shall be passed within four 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 petitions are 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 the learned State counsel.

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 earlier, the competent authority shall examine the concerns/grievances of the petitioners, strictly in accordance with law.

(ARUN PALLI)
JUDGE

(VIKRAM AGGARWAL)
JUDGE

27.08.2024
Ak Sharma

Whether speaking/reasoned	Yes
Whether reportable	Yes/No