



CWP-20906-2024

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**113 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CWP-20906-2024

Date of Decision:28.08.2024

Smadhi Yog Satguru Mandal

..... Petitioner

Versus

The Municipal Corporation, Chandigarh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Ms. Dilpreet Kaur, Advocate with
Mr. Narang, Advocate
for the petitioner.

HARSH BUNGER J. (ORAL)

1. Petitioner has filed the present writ petition under Article 226 of the Constitution of India *inter alia* seeking a writ in the nature of Mandamus, for directing the respondents to take necessary action with regard to the running sewerage water overflowing in the area of Sector 26, Chandigarh at the door steps of the religious Ashram.

2. At the outset, learned counsel for the petitioner submits that as regards the relief claimed in the present writ petition, the petitioner has served a legal notice dated 17.04.2024 (Annexure P-3) upon respondent No.1, however, the same has not been decided till date. It is submitted that the petitioner would be satisfied at this stage, if a direction is issued to respondent No.1 to consider/decide the aforesaid legal notice dated 17.04.2024 (Annexure P-3), in a time bound manner.

3. Notice of motion.

4. Ms. Aakanksha Sawhney, Additional Standing Counsel, UT, Chandigarh, who is present in the Court, accepts notice on behalf of the respondents/State and submits that in case, the aforesaid legal notice dated

17.04.2024 (Annexure P-3) has been served and received in the concerned

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Office then the same shall be looked into/decided, in accordance with law, by the concerned authority and an appropriate speaking order will be passed within a period of three months.

5. I have heard learned counsel for the parties and perused the paper book with their able assistance.

6. Since the petitioner claims to have served a legal notice dated 17.04.2024 (Annexure P-3) upon the concerned authority, accordingly, without commenting anything on the merits of the case, I deem it appropriate to dispose of the instant writ petition by directing respondent No.1, i.e. The Commissioner, Municipal Corporation, Sector 17, Chandigarh, to look into, consider and decide the aforesaid legal notice dated 17.04.2024 (Annexure P-3) by passing a speaking order within a period of three months from the date of receipt/production of the certified copy of this order. It goes without saying that in case, the petitioner is entitled to any relief, the same be granted to him, in accordance with law.

7. Present petition is disposed of in the aforesaid terms.

8. All pending application(s), if any, shall also stand closed.

28.08.2024*Pd***(HARSH BUNGER)****JUDGE**

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| 1. Whether speaking/reasoned : | Yes/No |
| 2. Whether reportable : | Yes/No |