

CWP-21368-2024

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

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CWP-21368-2024

Date of Decision :30.08.2024

Ram Babu

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Deepal Aggarwal, Advocate for the petitioner.

Mr. Swapan Shorey, DAG, Punjab.

Mr. Sanjeev Soni and Sarthak Soni, Advocates
for respondents No.3 and 4.

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Harsimran Singh Sethi, J. (Oral)

In the present petition, grievance being raised by the petitioner is that a commercial building is being constructed in the residential area and despite the fact that the petitioner approached the Municipal Corporation, Bathinda, no action is being taken by them, which is causing prejudice to the petitioner.

Learned counsel for the petitioner submits that the photographs, which have been attached with the present petition show that in the residential area, a commercial building has been constructed and that too when the same is in the knowledge of the Municipal Corporation, Bathinda, which shows the connivance of the officers of the Municipal Corporation Bathinda in allowing the construction of commercial building in residential

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area.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance in representation dated 02.07.2024 (Annexure P/1), which is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case, a direction is issued to the respondents to decide the same by passing an appropriate speaking order in a time bound manner.

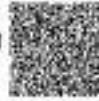
Notice of motion.

On the asking of the Court, Mr. Mr. Swapan Shorey, DAG, Punjab, who is present in Court, accepts notice on behalf of the respondent-State.

Mr. Sanjeev Soni and Sarthak Soni, Advocates accepts notice on behalf of respondents No.3 and 4.

Learned counsel for the respondents submits that in case, representation dated 02.07.2024 (Annexure P/1) has been received in the office of the concerned authorities and the same is still pending consideration with the authorities concerned, the same will be decided by the competent authority within a period of eight weeks from the date of the receipt of certified copy of this order and in case, any illegality is found, the same will be rectified otherwise, due reasons will be mentioned in the speaking order so passed, which will be conveyed to the petitioner for his information and necessary action.

Learned counsel for the petitioner submits that keeping in view the statement made by learned counsel for the respondents, present petition may kindly be disposed of having been not pressed any further.

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Ordered accordingly.

As the petitioner is raising grievance with regard to the construction of building, the owner of the said building, who is undertaking the construction should also be heard before passing the order on the representation of the petitioner.

August 30, 2024*aarti***(HARSIMRAN SINGH SETHI)****JUDGE***Whether speaking/reasoned : Yes/No**Whether reportable : Yes/No*