

Thana Singh and others	 Petitioners
	Versus
State of Punjab and others	Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Tarun Singla, Advocate, for the petitioners.
Mr. Navneet Singh, Sr. DAG, Punjab.
Mr. S.S. Maini, Advocate for respondent No.5.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for issuance of direction to respondents No.2 to 5 especially respondent No.5 to get removed/shift Hadwara (Hadda Rori) i.e. a place for skinning animals which is located at Khewat No.847/799 min, Khatauni 1541, Khasra No.173 (0-19) Gair Mumkin Hadda Rori situated within the Revenue limits of village Kotra Korianwala, Tehsil Rampura Phul, District Bhatinda. As non-performance by the official respondents of their public duty of removing/shifting Hadwara (Hadda Rori) has created continuous havoc in the lives of the petitioners including other inhabitants of the village, as they have to bear constant stink of the dead animals, also resulting in pollution of air and drinking water which can lead to many harmful diseases and has become a source of constant danger for the small children as stray animals are always roaming on the Hadawara (Hadda Rori) and further to restrain respondent No.5 from using the aforesaid place as Hadwara (Hadda Rori).

Learned counsel for the petitioner has reiterated his arguments that the resolution has already been passed for shifting the Hadda Rori and the same is pending consideration before BDPO.

Learned counsel for respondent No.5-Gram Panchayat has submitted that they have already passed this resolution and Hadda Rori would be shifted as per resolution passed.

Mr. Rajwinder Singh, BDPO, Rampura Phul, District Bathinda is present in Court and filed his affidavit dated 03.04.2024 in Court, which is taken on record. He has submitted that in view of instructions dated 27.08.2018 (Annexure R-1/T), approval of BDPO is not required for shifting the Hadda Rori and Gram Panchayat itself is competent to implement the resolution passed by it.

After hearing learned counsel for the parties, the present petition is disposed of with a direction to the Gram Panchayat to take further necessary action for shifting the Hadda Rori in view of the resolution already passed by it expeditiously preferably within three months from today.

(RAJESH BHARDWAJ)

JUDGE

04.04.2024

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Whether Speaking/Reasoned :

Whether Reportable :

Yes/No

Yes/No