

2024:PHHC:136527



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

CWP-28178-2024

Date of Decision: 19.10.2024

Phoola Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Ms. Kuljinder Bir Kaur, Advocate for
Mr. K.B.S. Mann, Advocate
for the petitioners.

Mr. Navneet Singh, Senior DAG, Punjab.

HARSH BUNGER J. (ORAL.)

Petition herein is, *inter alia*, for issuance of a writ in the nature of Mandamus for directing the respondents to create Nagar Panchayat, Doda, by dissolving the Gram Panchayat, Doda, in exercise of the powers conferred under Section 1(1) of the Punjab Municipal Act, 1911.

1.1 A further prayer has been made for directing the respondents to decide representation dated 05.09.2024 (Annexure P-11) filed by the petitioners.

2. Learned counsel for the petitioners, at the outset, submits that the petitioners have filed representation dated 05.09.2024 (Annexure P-11) before the respondents; however, the same has not been adverted to by the concerned authorities, till date. Learned counsel further submits that the petitioners would be satisfied at this stage, in case a time bound direction is

issued to respondent No.2 (Director, Department of Local Government, Plot No.3, Sector-35A, Chandigarh) to consider and decide the aforesaid representation dated 05.09.2024 (Annexure P-11).

3. On advance service of copy of petition, Mr. Navneet Singh, Senior Deputy Advocate General, Punjab, appears on behalf of the respondents-State and opposes issuance of notice of motion. He further submits that respondent No.2 (Director, Department of Local Government, Plot No.3, Sector-35A, Chandigarh)/competent authority shall take decision either way, on the pending representation dated 05.09.2024 (Annexure P-11) within a period of six months from today.

4. Learned counsel for the petitioners, keeping in view the aforesaid submissions made by learned counsel for the respondents-State, submits that she does not intend to press the instant writ petition any further, at this stage.

5. Keeping in view the submissions made by learned counsel for the parties and without commenting on the merits of the case, the present writ petition is disposed of with a direction to No.2 (Director, Department of Local Government, Plot No.3, Sector-35A, Chandigarh)/competent authority to consider and decide representation dated 05.09.2024 (Annexure P-11) by way of passing a speaking order, after affording due opportunity of hearing to all the concerned parties, within a period of six months from today.

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

19.10.2024

Apurva

(HARSH BUNGER)

JUDGE

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No