



IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CWP-34908-2024(O&M)  
Date of decision: 20.12.2024

Hari Kishan ... Petitioner  
Versus  
State of Haryana and others ... Respondents

CORAM: HON’BLE MR. JUSTICE ARUN PALLI  
HON’BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Susheel Gautam, Advocate, for the petitioner.  
Mr. Ankur Mittal, Additional Advocate General, Haryana,  
Mr. Karan Jindal, Asstt. AG, Haryana, and  
Ms. Kushaldeep Kaur, Advocate.  
...

ARUN PALLI, J. (Oral)

The petitioner (Hari Kishan) has prayed for the following  
substantive relief:

“Civil Writ Petition under Articles 226/227 of the  
Constitution of India, praying for the issuance of a  
writ, order or direction especially in the nature of  
mandamus to the respondents No.2 to 8 directing to  
stop the illegal construction raised by the respondent  
No.9 to 11 by which they are changing the nature of  
agriculture land by constructing godown, sheds etc.  
for commercial purpose on the joint land without  
partition of land and without taking CLU and other  
permission from the competent authorities as per law.

With further prayer in the nature of mandamus  
thereby directing the respondents to decide the  
representation dated 25.06.2024 (Annexure P-3)  
served by the petitioner.”

Learned counsel for the petitioner submits that prior to the  
institution of this petition, the petitioner had even served the respondent-  
authorities with representations dated 11.06.2024 (P-1 & P-2), 25.06.2024 (P-  
3) and 10.09.2024 (P-4). However, even though a considerable time has  
elapsed, the matter has not made any tangible progress. Thus, interest/rights of  
the petitioner continues to suffer.



Served with the advance copy of the petition, Mr. Ankur Mittal, learned Additional Advocate General, Haryana, is present in Court on behalf of respondents No.1 to 6 & 7. At the outset, he, on instructions, submits that since the respondent-authorities are already in *seisin* of the representations (*ibid*) alleged to have been served by the petitioner, it shall be expedient if this petition is disposed of, at this stage, to enable the competent authority to consider the concerns/grievances of the petitioner. And pass appropriate orders, in accordance with law. Further, he submits that before any such orders are passed, the petitioner through his authorized representative shall be heard, for which a formal communication would be issued, well in advance.

Learned counsel for the petitioner is agreeable to the course suggested by learned Additional Advocate General, Haryana. However, he submits that the authorities be directed to take a decision within a specified time.

In response, learned Additional Advocate General, Haryana submits that necessary orders shall be passed within a period of 8 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 petition stands disposed of. This Court is sanguine that the respondent-authorities shall consider the matter in the right earnest, and pass the appropriate orders within the time indicated by learned Additional Advocate General, Haryana.

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

**( Arun Palli )**  
**Judge**

**( Vikram Aggarwal )**  
**Judge**

**20.12.2024**  
**Rajan**

Whether speaking / reasoned:  
Whether Reportable:

YES/NO  
YES/NO