



CWP-PIL-69-2025

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

CWP-PIL-69-2025

Date of decision: 30.04.2025

Nishan Singh and others

....Petitioners

V/s

State of Punjab and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE SUMEET GOEL**

Present: Ms. Navjot Kaur, Advocate for
Mr. Brijeshwar Singh Bhalla, Advocate for the petitioners.

SUMEET GOEL, JUDGE

1. The present petition has been filed under Article 226/227 of the Constitution of India in the nature of Public Interest Litigation, seeking issuance of an appropriate writ particularly in the nature of mandamus, with the following substantive prayer:

“i. A writ in the nature of mandamus seeking directions to the respondent authorities to take appropriate action as enshrined in Punjab Municipal Corporation Act, 1976 as well as Punjab Municipal Building Byelaws 1918 against the respondent No.7, who himself is a Building Inspector in the Municipal Corporation Amritsar is causing public Nuisance by indulging in commercial activities in a residential area situated in the area falling under respondents No.2 and 3, in the interest of justice and equity.

ii. A writ in the nature of mandamus may be issued directing the respondent no.2 to decide and act upon the representation/legal notice dated 25.11.2024 (Annexure P-9).”

2. Learned counsel for the petitioners, at this stage, limits her prayer and submits that the petitioners would be satisfied if a direction is issued to respondent No.2 to consider and take a conscious decision on the legal notice (Annexure P-9) made by the petitioners in a time bound manner.



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3. Notice of motion, at this stage, to official respondents only.
4. On the strength of the advance notice, Mr. Saurav Khurana, Additional A.G. Punjab, accepts notice on behalf of the said official respondent(s). He submits he has no objection in case the limited prayer made by the learned counsel for the petitioners, at this stage, is accepted.
5. We have heard learned counsel for the rival parties and have perused the paper-book with their assistance.
6. Keeping in view the entirety of facts and circumstances of the case & without going into merits thereof, the instant petition is disposed of with a direction to the Commissioner, Municipal Corporation, Amritsar, (respondent No.2 herein) to look into the legal notice (Annexure P-9) moved by the petitioners; objectively consider the grievance(s) raised in the said representation & take ratiocinated decision thereupon after affording opportunity of hearing to petitioners, in accordance with law, within a period of two months from today. Such decision be communicated to the petitioners within fifteen days of it being taken. Pending application(s), if any, shall also stand disposed off.

(SHEEL NAGU)
CHIEF JUSTICE

(SUMEET GOEL)
JUDGE

April 30, 2025
Ajay

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No