



CWP-32564-2025

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

CWP-32564-2025

Date of decision : 29.11.2025

Municipal Corporation, Ludhiana

.....Petitioner

Versus

The National Green Tribunal and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE
HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Ashish Verma, Advocate, for the petitioner.

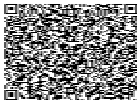
SHEEL NAGU, CHIEF JUSTICE (Oral)

1. Municipal Corporation, Ludhiana, is before this Court assailing interlocutory order dated 04.10.2024 (Annexure P-5) passed by National Green Tribunal, Principal Bench, New Delhi, in Original Application No.793/2022, which is to the following effect :-

“1. After some arguments, learned Counsel appearing for Municipal Corporation finds it difficult to justify construction of library in area in question which admittedly falls in category of “city park/major open spaces” in the Master Plan, Ludhiana, copy whereof has been placed on record by applicant on Page 702 and this fact is also admitted by Municipal Corporation, Ludhiana i.e. respondent No.3 in para 5 of their Additional Affidavit dated 02.10.2024.

2. For taking appropriate action and for restoration of park to its original position, he prays for being allowed two weeks’ time to take appropriate steps.

3. List on 05.11.2024.”



2. Petitioner – Corporation is aggrieved by the fact that the library constructed within the area reserved for park cannot be termed as a violation of Master Plan of Ludhiana city.
3. This Court is afraid that once the factual matrix of library violating and restricting Master Plan, Ludhiana, has been adjudicated upon by the National Green Tribunal, this Court cannot re-visit the factual aspect of the matter.
4. Learned counsel for the petitioner submits that application for execution of order dated 04.10.2024 (Annexure P-5), directing restoration of park to its original position, is pending consideration.
5. In this view of the matter, it would be appropriate that the petitioner – Corporation moves National Green Tribunal, as entertaining this petition on merits would not be proper, in view of the limited jurisdiction of this Court while exercising power of judicial review.
- 5.1 The petitioner can always avail the remedy u/s 22 of the National Green Tribunal Act, 2010, or by re-visiting the National Green Tribunal.
6. With the aforesaid liberty, this Court, declining interference on merits, disposes of the petition, without commenting on merits.

(SHEEL NAGU)
CHIEF JUSTICE

(SANJIV BERRY)
JUDGE

November 29, 2025
narotam

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