

The High Court Of Madhya Pradesh
WP-19585-2021

(LOVE AGRAWAL Vs INDORE MUNICIPAL CORPORATION INDORE AND OTHERS)

Indore, Dated : 30-09-2021

Heard through Video Conferencing.

Shri Arpit Oswal, learned counsel for the petitioner.

Shri Yash Tiwari, learned counsel for the respondent.

This petition under Article 226 of Constitution of India has been filed by the petitioner assailing the show cause notice issued to the petitioner on 19/08/2021.

Learned counsel for the petitioner has submitted that although the petitioner has already filed the reply to the aforesaid show cause notice on 24/08/2021, however, the petitioner is apprehending that his construction might be removed immediately after rejection of his reply despite the fact that on merit, he has got a good case as the construction is made in accordance with law. Thus, the counsel has submitted that the petition may be disposed of and some breathing time may be given to the petitioner to take the legal steps in case any adverse order is passed against him.

The prayer appears reasonable.

In these circumstances, the writ petition is disposed of with a direction to the respondents to consider/decide the petitioner's reply in accordance with law by passing a reasoned and speaking order and if any adverse order is passed against the petitioner, the same shall be communicated to him and shall not be given effect to for a period of 10 days from the date of communication of the said order, so that the petitioner can take recourse to all the other remedies available to him under law.

C.c. as per rules.

(SUBODH ABHYANKAR)
JUDGE

sumathi