



Sambhav Bhasin versus State of H.P. and others

CWPIL No.85 of 2025

Item No.S-3

05.09.2025

Present: Mr. Deven Khanna, Mr. Vasu Jai and Mr. Shivam Sharma, Advocates, for the petitioner.

Mr. Pranay Pratap Singh, Additional Advocate General for respondent No.1-State.

Ms. Oshin Anand Chauhan, Advocate, for respondent No.2-MC Shimla.

Keeping in view the controversy involved in the present petition, Senior Superintendent of Police, Shimla District is required to be impleaded as party respondent and shall figure as respondent No.3. Office to make necessary correction in the memo of parties.

2. The issue in the present Public Interest Litigation is regarding maintaining hygiene, cleaning and removing the dumped material on the public road leading from ARTRAC to Ram Bazar and for framing proper Guidelines for parking of two wheelers.

3. The photographs appended with the petition would go on to show the dismal state of

affairs, whereas, two wheelers are parked on the road, as such, including four wheelers blocking the pedestrian pathway.

4. Resultantly, garbage had been piled up behind the vehicles by the local residents and the cleanliness levels have gone to the minimum levels.

5. Apparently, there is lack of exercise of adequate powers by the Municipal Corporation and resultantly, we issue notice to the respondents.

6. Mr. Pranay Pratap Singh, learned Additional Advocate General and Ms. Oshin Anand Chauhan, Advocate, accept notice on behalf of respondents No. 1 & 3 and respondent No.2, respectively.

7. We also expand the scope of the PIL, as it is now being noticed that vehicles are parked on the restricted portion of the Mall Road from Rock Sea Hotel onwards till Willow Bank. Even if permission is granted for vehicles for drop off and if passes are there, there is no question that such permission can be utilized for parking the vehicles overnight and it can only be treated as a drop zone at the maximum.

8. Similarly we are informed that the road from Shilli Chowk/Shimla Club till Chhotta Shimla Chowk is stated to be sealed road, but a large number of passes have been issued for vehicles making it difficult for the pedestrians to move freely.

9. Apparently, Shimla Town is losing its touch and culture of walking with “Umbrella and Jacket” and it is being reduced to the same stage as Mussoorie where traffic is plying on sealed road’s and, therefore, Old Shimla is losing its charm which needs to be restored.

10. Accordingly, let Senior Superintendent of Police, Shimla District, file status report in this regard and Secretary (Home) to the Government of H.P., also file status report giving the details of the number of sealed road passes which have been issued at what rate, for what purpose and for which set of persons.

11. List the matter on **10th October, 2025**.

(G. S. Sandhawalia)
Chief Justice

5th September, 2025
(himani/Bhardwaj)

(Ranjan Sharma)
Judge