

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP No.6738 of 2008 (O & M)
Date of decision:11.02.2015

Mohan Shyam and ors.

...Petitioners

Versus

State of Haryana and ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. M.K. Sood, Advocate,
for the petitioners.

Mr. Saurabh Mohunta, DAG, Haryana.

None for private respondents.

Rajan Gupta, J. (oral)

Petitioners have challenged order dated July 24, 2007, Annexure P-7, passed by Financial Commissioner, Haryana, inter alia on the ground that the same is totally non-speaking and cryptic. He prays that same be set aside and remitted to the same authority for a decision afresh.

Learned State counsel does not oppose the plea.

A perusal of order, Annexure P-7, shows that rival contentions of the parties have not be discussed. There is no reference to the merits of the case. Financial Commissioner, Haryana, has held that order passed by Commissioner, Gurgaon, suffered from no infirmity.

It is evident that the order dated July 24, 2007 is totally non-speaking and cryptic. Under the circumstances, impugned order, Annexure P-7, is hereby set aside. Matter is remitted to the Financial Commissioner, Haryana, for a decision afresh after hearing the parties.

Petition is allowed in these terms.

**(RAJAN GUPTA)
JUDGE**

11.02.2015
sukhpreet