

In the High Court of Punjab and Haryana at Chandigarh

C.W.P. No. 3288 of 2015

Date of Decision: February 24, 2015

Sukhdev Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH

Present: Mr. Nakul Sharma, Advocate,
for the petitioner.

Paramjeet Singh, J. (Oral)

Instant writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent no.2 to decide the stay application filed along with appeal.

Learned counsel for the petitioner states that the petitioner has filed an appeal before respondent no.2 – Commissioner, Ferozepur Division, Ferozepur against order dated 15.12.2014 (Annexure P/1) passed by Collector, Ferozepur whereby the petitioner has been removed from the post of Scheduled Caste Nambardar. Along with appeal, the petitioner has also filed stay application. Learned counsel further states that till date neither the appeal nor stay application has been decided. Learned counsel

further states that the appeal is pending before the Commissioner for 13.03.2015. Learned counsel confines his prayer for a direction to respondent no.2 to decide his stay application on the date fixed.

Notice of motion.

On the asking of the Court, Mr. L.S.Virk, Additional Advocate General, Punjab, accepts notice on behalf of respondent nos. 1 to 3. Respondent no. 4 is not required to be served at this stage.

Having heard learned counsel for the parties and after perusing the paper-book, however, without commenting on merits of the case, instant writ petition is disposed of with a direction to respondent no.2 – Commissioner, Ferozepur Division, Ferozepur, to pass an appropriate order on the stay application filed by the petitioner on the date fixed i.e. 13.03.2015, in accordance with law.

February 24, 2015
vkd

[Paramjeet Singh]
Judge