

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

CWP No.11104 of 2015

Date of Decision : 27.07.2016

Sunil Kumar

....Petitioner

Versus

Commissioner Gurgaon Division, Gurgaon
and others

....Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE DR.SHEKHER DHAWAN

....

Present: Mr. P.R.Yadav, Advocate
for the petitioner.

Mr.Sonu Giri, Advocate for
Mr. Sandeep Sharma, Advocate
for respondents No.2 to 5.

.....

MAHESH GROVER, J.

The petitioner is aggrieved of the order Annexure P-3 which was passed by the competent authority under Section 42 of the East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948. We may extract the order hereinbelow :-

“Came up today. Heard the applicant Sunil Kumar in person. He says that though he has put his signatures on the application form, yet relief prayed for in item No.11 is not in his hand. In view of this application is dismissed. It is further ordered that

Patwari halqa be summoned for explaining the scribbling and the irresponsible act in the matter for enquiry in the office.

Announced in open court.”

A perusal of the above order would show that the application has been dismissed by passing a cryptic order which cannot be expected of any executive authority. We are thus of the opinion that despite several decisions rendered by this Court mandating reasons to be given in support of any decision and the same having not been offered by the competent authority i.e. Commissioner, Gurgaon Division, we deem it appropriate to set aside the impugned order and remit the matter back to the said authority for decision of the matter afresh. Ordered accordingly.

Needless to say, the affected parties would be heard and a reasoned order passed.

(MAHESH GROVER)
JUDGE

27.07.2016
dss

(SHEKHER DHAWAN)
JUDGE

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