

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

Civil Writ Petition No. 20572 of 2016

Date of Decision: 30.9.2016

Haria Ram

.....Petitioner

Vs.

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr. Mange Ram Sharma, Advocate
for the petitioner.

RAMESHWAR SINGH MALIK J. (ORAL)

Feeling aggrieved against the impugned order dated 12.9.2016 (Annexure P-5), whereby revisional authority declined stay to the petitioner, during the pendency of his statutory revision petition, he has approached this Court by way of present writ petition by way of present writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of Certiorari.

Learned counsel for the petitioner submits that limited prayer made by the petitioner, at this stage, is that if the petitioner is not granted the stay order against the orders challenged by way of revision petition before respondent No.1, very purpose of filing of the statutory revision by the petitioner shall be defeated. He further submits that private respondents are bent upon to implement the impugned orders and once it is done,

Amit Kumar
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I attest to the accuracy and
integrity of this document

statutory revision petition filed by the petitioner under Section 115 of the Haryana Cooperative Societies Act, 1984, would be rendered infructuous.

After hearing learned counsel for the petitioner and without expressing any opinion on the merits of the case, lest it should prejudice the rights of either of the parties, present writ petition is disposed of with a direction to the revisional authority-respondent No.1 to hear and decide the revision petition of the petitioner at an early date, by passing an appropriate order thereon, strictly in accordance with law.

However, keeping in view the peculiar facts and circumstances of the case, it is further directed that till the statutory revision filed by the petitioner is heard and decided by the revisional authority, i.e. Additional Chief Secretary-cum-Financial Commissioner to Government of Haryana, Department of Cooperation,-respondent No.1, the impugned orders passed by the lower authorities, which are under challenge in the revision petition before respondent No.1, shall remain stayed, so as to ensure that revision petition filed by the petitioner may not be rendered infructuous.

With the abovesaid observations made and directions issued, present writ petition stands disposed of.

30.9.2016
Ak Sharma

(RAMESHWAR SINGH MALIK)
JUDGE

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