

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CWP No.23055 of 2016
Date of decision:07.11.2016**

Kailash Chand

...Petitioner

Versus

Commissioner, Ambala Division, Ambala and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr.Jagdish Manchanda, Advocate for the petitioner.

RAMESHWAR SINGH MALIK, J. (Oral)

Feeling aggrieved against the alleged inaction on the part of respondent authorities, petitioner has approached this Court by way of instant writ petition under Articles 226/227 of the Constitution of India, seeking a writ in the nature of mandamus.

Learned counsel for the petitioner submits that statutory appeal (Annexure P-8), filed by respondent No.2, is pending consideration before respondent No.1 for the last more than two years. He further submits that the written arguments have already been submitted and petitioner is feeling aggrieved against the pendency of the appeal, because interim order of status quo is operating against him. He also submits that petitioner will be satisfied in case respondent No.1 is directed to consider and decide the appeal of respondent No.2 at an early date.

Having heard the learned counsel for the petitioner and without expressing any opinion on the merits of case, lest it should prejudice the rights of either of the parties, the instant writ petition is disposed of, with a direction to the Commissioner, Ambala Division, Ambala-respondent No.1 to look into the matter, consider and decide the appeal (Annexure P-8) dated

26.6.2013 at an early date, by passing an appropriate order thereon, strictly in accordance with law but in any case within a period of three months from the date of receipt of a certified copy of this order.

With the above-said observations made and directions issued, the instant writ petition stands disposed of.

07.11.2016
mks

(RAMESHWAR SINGH MALIK)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No