

CWP no. 25940 of 2015 (O&M) 1

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

**CWP no. 25940 of 2015 (O&M)
Date of Decision : 17.11.2016**

Lakhwinder Singh and another

....Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

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

Present : Mr.Mohinder Singh Joshi, Advocate for the petitioners

Mr. Gaurav Garg Dhuriwala, DAG, Punjab

Ms. Monika Jalota, Advocate for respondent no.5

MAHESH GROVER, J.

The grievance of the petitioners is that numerous appeals were pending before the same authority which were decided by a common order. As a result thereof the petitioners were not heard at all and even though the facts of their case were different from the one which are reflected in the impugned order, they were not taken into consideration. It is thus contended that the petitioners were deprived of being heard.

We have summoned the records and find that the contentions raised by the learned counsel for the petitioners are correct. If that be so then it amounts to depriving the petitioners of their right to be heard. Since the order suffers from a grave fallacy, we set aside the impugned order and remit the matter back to the competent authority – respondent no.2 with a direction that he shall hear the petitioners and pass a speaking order as

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expeditiously as possible but not later than 6 months from the date of receipt
of the certified copy of this order.

Disposed of.

(Mahesh Grover)
Judge

17.11.2016
rekha

(Shekher Dhawan)
Judge

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