

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.3993 of 2016
Date of decision: 29.08.2016

Dera Baba Ram Chander Gir Religious (Public) Trust

... Petitioner

Vs.

Financial Commission (Revenue), Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Pankaj Bali, Advocate
for the petitioner.

Mr. Pawan Jhanda, AAG, Haryana.

Mr. Yogesh Chaudhary, Advocate
for respondent No.2.

RAMESHWAR SINGH MALIK, J. (ORAL)

Present writ petition is directed against the orders dated 11.01.2016 (Annexure P-11) and dated 20.01.2014 (Annexure P-7) passed by the Financial Commissioner, Haryana, whereby revision petition filed by respondent No.2 was restored without issuing notice to the petitioner.

Notice of motion was issued.

Learned counsel for the only contesting respondent No.2 fairly states that he has got the instructions to say that respondent No.2 has no objection in case both the impugned orders are set aside and the Financial Commissioner is directed to issue notice to the petitioner and pass a fresh order,

after granting an opportunity of being heard to the petitioner, before ordering restoration of the revision petition of respondent No.2.

In view of the abovesaid statement made by learned counsel for respondent No.2, both the abovesaid impugned orders are set aside. Financial Commissioner (Revenue), Haryana-respondent No.1 is directed to issue notice to the petitioner and after granting an appropriate opportunity of being heard to both the parties, let fresh order be passed on the application for restoration, however, strictly in accordance with law. Since the revision petition is stated to be very old i.e. of the year 2001-2002, let Financial Commissioner decide the main case at an early date, by passing an appropriate order, in accordance with law.

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

[RAMESHWAR SINGH MALIK]
JUDGE

29.08.2016
vishnu

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