

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

CWP No.9609 of 2016

Date of decision: 17.05.2016

Harvinder Singh

....Petitioner

Versus

State of Punjab and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE PARAMJEET SINGH
DHALIWAL**

Present: Mr. Sanjiv Ghai, Advocate, for the petitioner.

Paramjeet Singh Dhaliwal, J. (Oral)

Instant writ petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of mandamus, directing respondent No.1-Financial Commissioner, Department of Revenue and Rehabilitaton to take a decision on the application /appeal dated 26.10.2015 [Annexure P-11 (colly)] filed by respondents No. 5 to 7 against the order dated 15.04.2015 passed by respondent No.2, pertaining to the red cards illegally issued to respondents No. 5 to 7.

I have heard learned counsel for the petitioner and perused the paper-book.

The claim of the petitioner is that on the basis of his complaint red cards of the private respondents No. 5 to 7 have been cancelled. Thereafter, in appeal dated 26.10.2015 [Annexure P-1(1colly)], stay has been granted in favour of the private respondents but the appeal is not being decided.

Learned counsel for the petitioner contends that the

Division Bench of this Court in ***CWP No. 3070 of 2011***, titled as ***Sikh Danga Peerit Welfare Committee (Punjab) Vs. State of Punjab and others*** decided on 24.07.2013 has directed the concerned Committees to decide such appeals preferably within a period of one year. The petitioner has moved an application on 19.01.2016 but the matter is still not being decided.

It is for the authorities to examine the case. No direction can be issued in the manner in which the petitioner is seeking in the present case. It depends upon the workload of the concerned authority and they will have to maintain their docket according to the nature of the work.

In view of this I do not find any justification to issue any such direction as prayed for.

So far as the order of the Division Bench of this Court is concerned, I have no doubt that the authority will certainly take the same into consideration while passing the order.

Dismissed.

17.05.2016
PA

(Paramjeet Singh Dhaliwal)
Judge