

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

CR No.2201 of 2017 (O&M)

Date of decision: March 27, 2017

Abdul Karim and another

....Petitioners

Versus

Fateh Mohd. and others

....Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. J.S. Hooda, Advocate
for the petitioners.

JASPAL SINGH, J.(ORAL)

By virtue of the instant revision petition under Article 227 of Constitution of India, petitioner has sought setting aside of the order dated 6th February, 2017 (Annexure P-2) whereby an application moved by defendants/respondents, seeking appointment of Local Commissioner has been allowed.

A glance at the impugned order transpires that on one hand, on page No.4 of the impugned order, it has been observed that “*keeping in view the facts and circumstances, the present application is found devoid of any merits*” and subsequently, it finds mention that “*the same is hereby allowed*”. Thus, the impugned order dated 6th February, 2017 is absolutely contradictory and on this score alone, it is not sustainable in the eyes of law.

Accordingly, the impugned order dated 6th February, 2017 is set aside and the trial Court is directed to pass a fresh speaking order after hearing learned counsel for the parties within a period of one month from the date of receipt of certified copy of this order.

Since this order has been passed in the absence of respondents,
if they feel so aggrieved, they shall be at liberty to approach this Court.

March 27, 2017
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No