

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

**C.W.P. No.17457 of 2017
Date of Decision:08.08.2017**

Darshan Singh

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. Ajaivir Singh, Advocate for the petitioner.

Rakesh Kumar Jain, J. (Oral)

This petition is filed against the order passed by the Financial Commissioner, Revenue, Punjab on 17.05.2017. The order read as under:-

“Presented today by Sh. Sandeep Punchhi, Advocate counsel for the petitioners.

2. The learned counsel for the petitioners has stated that after the posting of Sh. Karan Avtar Singh, IAS, as the Chief Secretary, no officer has been allotted work pertaining to Moga district.

3. Without going into the merits of the case, I deem it fair, just and reasonable to direct that status quo regarding possession shall be maintained till the stay application filed by the petitioners is heard and decided by the jurisdictional Financial Commissioner. The petitioners are directed to appear before the Jurisdictional Financial Commissioner on 18.7.2017 for preliminary hearing.”

Counsel for the petitioner has submitted that the case has now

been assigned to the Court of Kirpa Shankar Saroj, IAS, Financial Commissioner and is fixed for 25.09.2017 for preliminary hearing. It is submitted that a direction may be issued to the Court, who is seized of the matter in issue, to afford preliminary hearing so that the stay granted on 17.05.2017 may not continue unnecessarily.

I have heard learned counsel for the petitioner and after examining the record, am of the considered opinion that there is no error in the order dated 17.05.2017 and since the matter has already been assigned to the Court of Kirpa Shankar Saroj, Financial Commissioner and the case is fixed for 25.09.2017, it is expected that he would grant the preliminary hearing on the said date to consider the continuation of stay also.

With these observations, the present petition is disposed of.

August 08, 2017
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(RAKESH KUMAR JAIN)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No