

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

CWP No.17999 of 2017

Date of Decision: 29th September, 2017

Niranjan Singh

. . . . Petitioner

Vs.

Financial Commissioner (Appeals-I), Punjab, Chandigarh

. . . .Respondent

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

Present: Mr.Rajesh Kumar, Advocate, for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

Learned counsel for the petitioner has submitted that earlier the petitioner had approached this Court by way of CWP No.15576 of 2016 for seeking a direction to the Financial Commissioner (Appeals-I), Punjab who is seized of ROR No.225 of 2007 to decide the same at an early date. The said petition was disposed of on 10.8.2016 with a direction to the Financial Commissioner (Appeals-I), Punjab to decide the same within a period of six weeks from the date of receipt of certified copy of the order. It is submitted that the respondent- Financial Commissioner (Appeals-I), Punjab has not decided ROR No.225 of 2007 so far. The petitioner has thus, again made the same prayer in the present petition.

I have heard learned counsel for the petitioner.

Once a direction has already been issued by this Court earlier, which is allegedly not complied with, the only remedy available to the petitioner is of filing a contempt petition against the respondent-Financial Commissioner (Appeals-I), Punjab instead of filing a fresh petition on the same cause of action which is not maintainable.

In view of the above, the present petition is hereby disposed of.

29th SEPTEMBER, 2017

Vivek

**(RAKESH KUMAR JAIN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No