

237

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-4710-2016

Date of decision : 22.03.2017

Laxmi Narain Sharma and others

... Petitioner(s)

Versus

Financial Commissioner, Haryana and others

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Ms. Amandeep Kaur, Advocate for
Mr. Ramesh Sharma, Advocate
for the petitioners.

Mr. Rajbir Singh, AAG, Haryana.

Mr. S.K. Yadav, Advocate
for respondent No.4.

AMIT RAWAL, J. (ORAL)

The grievance of the petitioner(s) in the present writ petition is for issuance of a writ in the nature of *certiorari* quashing the impugned orders dated 02.12.2015 (Annexure P-7), whereby the revision petition was dismissed for non-prosecution by the Financial Commissioner and for setting aside the order dated 27.01.2016 (Annexure P-9), whereby an application for restoration has been dismissed.

Learned counsel for respondent No.4 submits that despite many orders, the petitioners before the Financial Commissioner did not appear, resulting into, dismissal of the revision petition.

Be that as it may, in order to advance justice and to prevent miscarriage of justice, I deem it appropriate to set aside the impugned orders

dated 02.12.2015 (Annexure P-7) and 27.01.2016 (Annexure P-9), subject to payment of costs of ₹ 5,000/- which shall be condition precedent.

Accordingly, the impugned orders dated 02.12.2015 (Annexure P-7) and 27.01.2016 (Annexure P-9) are set aside and the writ petition is allowed.

Learned counsel for the parties and as well as the parties are directed to appear before the Financial Commissioner on 17.04.2017 and it is expected that the Financial Commissioner shall decide the Revision Petition within a period of two months from the receipt of the certified copy of this order.

The present writ petition stands allowed.

22.03.2017
Yogesh Sharma

(AMIT RAWAL)
JUDGE

	✓
Whether speaking/reasoned	Yes/ No
	✓
Whether Reportable	Yes/ No