

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.27847 of 2017
Date of Decision: December 07, 2017

Smt.Sukhiya @ Chandri

.....Petitioner

versus

State of Haryana and others

.....Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE SUDHIR MITTAL.**

Present: Mr.Ashok Kaushik, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The impugned order has been passed by the Consolidation Officer in purported exercise of his powers under Section 21(2) of the East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948.

In our considered view, such an order can be appealed/ challenged before the Prescribed Higher Authority under Section 42 of the 1948 Act. The writ petition is accordingly disposed of relegating the petitioner to avail such remedy. We have no reason to doubt that in case the petitioner files an appeal within one month, the Appellate Authority shall sympathetically consider the application for condonation of delay and make an endeavour to decide the appeal on merits.

**[SURYA KANT]
JUDGE**

December 07, 2017
mohinder

**[SUDHIR MITTAL]
JUDGE**

**Whether speaking/reasoned
Whether Reportable**

:
:

**Yes/No
Yes/No**