

Sr.No.227

IN THE HIGH COURT OF PUNJAB AND HARYANA CHANDIGARH

CWP NO.16114 OF 2017(O&M)

Date of Decision: 27.08.2018

Kartar Singh

.....Petitioner

versus

State of Haryana and others

.....Respondents

**CORAM HON'BLE MR. JUSTICE MAHESH GROVER
HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present Mr.Ajay Jain, Advocate for the petitioner.
Mr. Anil Mehta, DAG, Haryana.
Mr. Gopal Sharma, Advocate for respondent no.4.

MAHESH GROVER, J(ORAL)

On 25.07.2017 we had passed the order noticing the grievance of the petitioner. The impugned order dated 11.04.2017 in the exercise of powers under Section 42 of the East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948 was passed without impleading him as a party and without giving him opportunity of hearing.

Learned State counsel contends that this limited grievance can be redressed by giving opportunity of hearing to the petitioner and further states that they are willing to withdraw the impugned order.

In view of the statement made by the learned counsel for the State, we dispose of the petition by setting aside the impugned order by granting liberty to the State to hear all the affected persons including respondent no.4 who had initiated the proceedings and after hearing them, pass an appropriate order.

**(MAHESH GROVER)
JUDGE**

27.08.2018

mamta

Whether speaking/reasoned

Whether reportable

**(MAHABIR SINGH SINDHU)
JUDGE**

Yes/No

Yes/No