

CWP no.25018 of 2017 (O&M) 1

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

CWP no.25018 of 2017 (O&M)

Date of Decision : 04.12.2018

Manjit Singh and others

....Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

**CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR JUSTICE LALIT BATRA**

Present : Mr.M.S.Joshi, Advocate for the petitioner(s)

Mr. I.P.S.Doabia, Addl. AG, Punjab

Mr. V.K.Sandhir, Advocate for respondent no.4

MAHESH GROVER, J.(ORAL)

The petitioner has impugned the order dated 4.8.2017 whereby his appeal had been dismissed by the competent authority on the ground of delay of 240 days.

On perusal of the material before us, we are of the opinion that the impugned order deserves to be set aside so that the petitioner can avail his remedy and the consequent order on merits, particularly, when on 3.11.2017 this Court had passed an order and while issuing notice of motion had made it clear that the impugned order would be set aside subject to payment of costs.

In the interest of justice, therefore, to enable the petitioner to have a decision on merits, we set aside the impugned order dated 4.8.2017

CWP no.25018 of 2017 (O&M) 2

and remit the matter back to the competent authority for decision afresh
subject to payment of Rs. 5,000/- as costs which shall be compensatory to
the respondent no.4 and paid to him by the petitioners at the time of hearing
of the appeal.

Disposed of.

(Mahesh Grover)
Judge

04.12.2018
rekha

(Lalit Batra)
Judge

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No