

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

CWP No.27797 of 2018

Date of Decision : 30.10.2018

Suman Lata

....Petitioner

Versus

State of Haryana and others

....Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE ARUN MONGA

Present: Mr.Shalender Mohan, Advocate
for the petitioner.

MAHESH GROVER, J. (Oral)

States that resumption order was passed on 12.09.2018 and then a statutory appeal was preferred against it within the prescribed time. Despite the fact that the appeal is still pending, the respondents have issued notice dated 25.10.2018 asking the petitioner to vacate the booth. It is contended that in case the impugned order Annexure P-3 is executed, the petitioner's claim in appeal would be frustrated.

Having heard the learned counsel for the petitioner, we are of the opinion that this petition can be disposed of at this stage without issuance of notice to other site but with the directions that we propose to pass.

Since a statutory appeal has been preferred and is pending, it is imperative for the authority concerned that the same be decided in order to ensure substantial justice and the rights of the petitioners be not frustrated. It is equally imperative for the authority concerned

to decide the appeal as expeditiously as possible. The petition is disposed of with a direction to the authority concerned to decide the appeal within a period of four weeks from the date of receipt of certified copy of the order.

Till the decision of the appeal the dispossession of the petitioner shall remain stayed.

(MAHESH GROVER)
JUDGE

30.10.2018
dss

(ARUN MONGA)
JUDGE

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