

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

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Civil Writ Petition No.30980 of 2018

Date of Decision: December 6th, 2018

Amisha Singh and another

...Petitioners

Versus

Commissioner, Patiala Division, Patiala and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Sanjiv Gupta, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of learned counsel for the petitioners that the order dated 09.10.2018 (Annexure P-6) passed by the Divisional Commissioner, Patiala Division, Patiala, has been obtained by respondents No.5 to 12 without apprising the authority concerned with regard to the earlier round of litigation, which has attained finality upto the Financial Commissioner and the same is under challenge in CWP No.2132 of 2018 which is now pending for 04.03.2019. In the said writ petition, all efforts made by the private respondents to obtain a stay order have not succeeded including filing of applications during the pendency of the writ petition. Counsel further contends that even civil suit preferred by the private respondents has been dismissed by the Additional Civil Judge (Senior Division), Patiala, on 01.02.2017 (Annexure P-3).

Keeping in view the above facts and without commenting thereon, this Court gives liberty to the petitioners to first approach the Divisional Commissioner, Patiala Division, Patiala, within a period of ten days as prayed for by the counsel for the petitioners by way of an application detailing therein the complete facts supporting them with documents.

In case such an application is preferred by the petitioners, the same shall be considered and decided within a period of four weeks of submission of such application.

The petition stands disposed of with above observations.

December 6th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No