

104 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

LPA No.1669 of 2017 (O&M) in
CWP No.16427 of 2014
Date of Decision: 28.05.2018

Karan Singh

..... Appellant

Versus

The Assistant Collector IInd Grade, Hansi and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE RAJESH BINDAL
HON'BLE MR. JUSTICE DEEPAK SIBAL**

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

RAJESH BINDAL J.

Order dated 26.07.2017, passed by the learned Single Judge, has been impugned by filing the present intra-court appeal. Alongwith the appeal, an application seeking condonation of delay of 7 days in filing the appeal has also been filed.

A perusal of the order passed by the learned Single Judge shows that in the partition proceedings respondent No.5/the writ petitioner was not served. Though he was summoned, service could not be effected on respondent No.5 as process fee had not been filed. On coming to know about the pendency of the partition proceedings, respondent No.5 filed an application to permit him to join the partition proceedings in which the present appellant suffered a statement that he had no objection if the writ petitioner was allowed to join the partition proceedings from that stage.

Keeping in view the aforesaid facts, the matter was dealt with and disposed of by the learned Single Judge. The matter was merely remanded to be considered in accordance with law.

We do not find any error in the order passed by the learned Single Judge. The appeal is dismissed.

(RAJESH BINDAL)
JUDGE

(DEEPAK SIBAL)
JUDGE

28.05.2018

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No