

CWP-13597-2017 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CWP-13597-2017 (O&M)

Date of Decision: 29<sup>th</sup> April, 2019

Harnek Singh

...Petitioner

Versus

Financial Commissioner (Appeals), Punjab & others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH**

Present: Mr. S.P.S. Chakkal, Advocate for  
Mr. Simranjeet Singh Sarwara, Advocate  
for the applicant-petitioner.

Mr. Charanpreet Singh, Asstt. A.G., Punjab  
for respondents No.1 to 3.

Mr. Parvinder Singh, Advocate  
for respondent No.4.

None for respondent No.5.

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**AUGUSTINE GEORGE MASIH, J. (ORAL)**

**CM-5763-CWP-2019**

Annexures P-5 to P-7 are taken on record, subject to all just  
exceptions.

Application stands disposed of.

**CM-5764-CWP-2019**

Prayer in this application is for withdrawal of the writ petition  
in the light of the fact that the appeal preferred by the petitioner after the  
passing of the order by the Financial Commissioner, Punjab, dated  
08.11.2017, fresh order has been passed by the Collector with regard to the

(2)

CWP-13597-2017 (O&M)

appointment of the Lamberdar, in which, petitioner being aggrieved, has now approached by filing an appeal.

Counsel for respondent No.4 states that the said appeal would not be maintainable, which has now been filed by the petitioner, as he was not a party before the Financial Commissioner, Punjab, when the order dated 08.11.2017 was passed.

Be that as it may, in the light of the prayer made by the counsel for the petitioner, the writ petition is permitted to be withdrawn.

CWP-13597-2017

Dismissed as withdrawn.

It is made clear that the Court has not commented upon the maintainability or otherwise of the appeal which has been preferred by the petitioner and respondent No.4 may put forth his objections with regard to the maintainability thereof before the Appellate Authority in accordance with law.

29<sup>th</sup> April, 2019  
Harish

(AUGUSTINE GEORGE MASIH)  
JUDGE

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|----------------------------|--------|
| Whether speaking/reasoned: | Yes/No |
| Whether Reportable:        | Yes/No |