

CWP-14480-2018

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

CWP-14480-2018

Date of decision : 23.01.2019

Dr. Vishwajeet Singh

...Petitioner

Versus

Union of India and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. I.S. Parmar, Advocate for the petitioner(s).

Mr. Bhavesh Aggarwal, Advocate,
for Mr. Ashish Aggarwal, Advocate,
for respondent Nos.1 and 2.

Mr. Vikrant Pamboo, DAG, Haryana.

Mr. J.S. Khattar, Advocate for respondent No.5.

JITENDRA CHAUHAN J. (ORAL)

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ of Certiorari quashing notification dated 21.03.2018 (Annexure P-4) whereby respondent No.5 has been declared as Member of Central Council of Indian Medicine for Ayurveda Systems of Medicine from State of Haryana.

Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.1, to consider and decide the appeal (Annexure P-5) pending adjudication with him on

which comments of the Returning Officer were invited and have been submitted.

Heard.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.1- Secretary, Ministry of Ayurveda, Yoga & Naturopathy, Unani, Siddha, Homeopathy (AYUSH), AYUSH Bhawan, B-Block GPO Complex, INA, New Delhi-110023, to consider and decide the appeal (Annexure P-5) expeditiously, preferably within three months from the receipt of the certified copy of the judgment after giving an effective opportunity of hearing to the petitioner. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to him, in such eventuality, the consequential relief be allowed to him, within a period of six weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter. The parties are free to assail the order passed, if so advised.

23.01.2019

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No