

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

LPA-37-2019 (O&M)
Date of decision:- 15.01.2019

Jagjit Singh
...Appellant

Versus

The District Commissioner-cum-Appellate Tribunal, Welfare
Parents of Senior Citizen, Ferozepur, District Ferozepur and
others
...Respondents

CORAM: HON'BLE MR. JUSTICE KRISHNA MURARI, CHIEF JUSTICE
HON'BLE MR. JUSTICE ARUN PALLI

Present:- Mr. R.S. Sekhon, Advocate,
for the appellant.

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KRISHNA MURARI, C.J. (ORAL)

Learned counsel for the appellant contends that the summons issued were never served upon him and Deputy Commissioner, Ferozepur in the impugned order has wrongly recorded that he did not appear. It is further pointed out that this point was raised before the learned Single Judge during the course of arguments, but the same has not been considered and no findings have been returned on this aspect and, thus, the judgement suffers from patent error of law apparent on the face of record. If it is so, the appropriate remedy available to the appellant is to approach the learned Single Judge by making an appropriate application.

Learned counsel for the appellant, at this stage, made a request to permit withdrawal of the appeal with liberty to approach the learned Single Judge.

Prayer made is allowed.

Appeal accordingly stands dismissed as withdrawn with the liberty prayed for.

(KRISHNA MURARI)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

15.01.2019
Anodh

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