

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

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**CWP-35586-2019 (O&M)
Date of Decision :19.12.2019**

Girwar

... Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Sachin Mittal, Advocate for the petitioner.

Mr. Kapil Bansal, DAG, Haryana and
Mr. Pritam S.Saini, Addl. A.G. Haryana for the respondents.

SUVIR SEHGAL, J.(ORAL)

Learned counsel for the petitioner has submitted that in the earlier round of litigation, this court had passed the following order on 06.03.2014 in CWP No. 2199 of 2014:-

"Reply on behalf of Corporation has been filed in court. Same is taken on record. Learned counsel appearing on behalf of Corporation at the outset submits that impugned order is appealable in nature.

In view of the above, this petition is disposed of. Petitioner is relegated to the remedy of appeal before the appropriate authority. The appellate authority shall endeavour to decide the appeal expeditiously in any case not later than six months. Petitioner shall be entitled to move an application for stay of enforcement of impugned order before said authority. Same shall be decided expeditiously. However, till decision of such

application respondent-Corporation shall not take coercive steps against the petitioner."

He further submits that in pursuance thereto he had filed an appeal/objections before the Commissioner on 02.04.2014. However, his appeal/objections have not been heard till date. Mr. Pritam Singh Saini, Advocate appearing on behalf of the respondents submits that in case the petitioner appears before the Commissioner, Municipal Corporation, Gurgaon with copy of the appeal/objections, the same will be entertained and decided by him.

In view of the statement made by Mr. Saini, it is directed that the petitioner would appear before the Commissioner, Municipal Corporation, Gurgaon on 26.12.2019 along with copy of the appeal/objections or other supporting documents. The Commissioner is directed to entertain and decide the same within a period of one month thereafter.

With these observations, writ petition is disposed of.

19.12.2019
pooja saini

(SUVIR SEHGAL)
JUDGE

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No