

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

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C.W.P.No.6785 of 2020

Date of Decision:- 16.03.2020

Murti Radha Krishan Ji and Murti Thakur Ji

....Petitioner

vs.

State of Haryana and others

....Respondents

BEFORE :- HON'BLE MR. JUSTICE SUDHIR MITTAL

Present:- Mr.Vikram Singh, Advocate,
for the petitioner.

Sudhir Mittal, J. (Oral)

Short grievance of the petitioner is that vide order dated 04.03.2020, the Appellate Authority has vacated the stay order and fixed the matter for final arguments on a day in May, 2020.

The petitioner was ordered to be evicted in proceedings initiated under the Haryana Public Premises (Eviction and Rent Recovery) Act, 1972, vide order dated 13.12.2018. Against the said order, an appeal has been filed and the same is now pending for 27.05.2020 for final arguments. On 04.03.2020, the Appellate Authority vacated the stay order and adjourned the case even though counsel for the petitioner made a prayer for decision of the appeal on the same day. Thus, the Appellate Authority should have either decided the appeal on the same day or should have extended the stay order.

Notice of motion.

Mr. Manish Dadwal, AAG, Haryana, accepts notice and waives

service. Three additional copies of the complete paper book be supplied to him during the course of day.

Considering the nature of the order being passed, there is no necessity to file a written statement.

The writ petition is disposed of with a direction to respondent No.2 to decide the appeal on the next date of hearing or on any further date as may be deemed appropriate. Till then, *status quo* regarding possession shall be maintained.

March 16, 2020
poonam

(SUDHIR MITTAL)
JUDGE

Whether Speaking/Reasoned

Yes

Whether Reportable

No