

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

107

CWP-17042-2020

Date of Decision: 16.11.2020

Vijay Kumar (since deceased) through his LRs

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE RAJAN GUPTA.
HON'BLE MR. JUSTICE KARAMJIT SINGH.

PRESENT: Mr. Gulshan Nandwani, Advocate for the petitioner.

Mr. Aman Bahri, Additional Advocate General, Haryana.

RAJAN GUPTA, J. (Oral)

Case has been heard through Video Conferencing on account of COVID-19 Pandemic.

Present petition is directed against the order dated 23.1.2020 (Annexure P-3) passed by the Commissioner, Gurugram Division, Gurugram, wherein he has dismissed the revision petition preferred by the petitioner on the ground that the same is not maintainable.

At the outset, learned counsel for the petitioner has placed reliance on judgment delivered in **CWP-29038-2018** titled as **Sudesh Kumar and others v. State of Haryana and others** to contend that this court has clearly held that revision petition would be maintainable in the facts and circumstances of the nature contained in this petition.

Mr. Bahri does not dispute the ratio of the aforesaid judgment.

In view of above, the present petition is allowed and the order dated 23.1.2020 is hereby set aside. Matter is remitted to respondent No.2 for decision afresh in accordance with law.

(RAJAN GUPTA)
JUDGE

November 16, 2020
gbs

(KARAMJIT SINGH)
JUDGE

Whether Speaking/Reasoned
Whether Reportable

Yes/No
Yes/No