

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

206

CWP-8553-2021

Date of Decision: 18.11.2021.

M/s Krishna Enterprises

....Petitioner.

Versus

State of Haryana and others

...Respondents.

**CORAM: HON'BLE MR. JUSTICE M.S. RAMACHANDRA RAO
HON'BLE MR. JUSTICE JASJIT SINGH BEDI**

Present: Mr. Sanjeev Kumar Bawa, Advocate
for the petitioner.

Mr. Lokesh Sinhal, Sr. Addl. A.G., Haryana.

(Through Video Conferencing)

M.S. RAMACHANDRA RAO, J. (Oral)

In this writ petition, the petitioner had assailed the action of the respondents in proceeding to recover amount from the petitioner pursuant to an order dated 27.08.2019 passed by the Director General Mines and Geology Department (respondent No.2). It is not in dispute that an appeal has been preferred by the petitioner to respondent No.1 against the order dated 22.08.2019 passed by respondent No.2 and the said appeal is pending disposal.

Learned State counsel undertakes on instruction that no recovery will be made from the petitioner of the amount which is due from the petitioner by respondent No.2 till the appeal is heard and disposed of by respondent No.1. It is also a matter of record that this Court had passed an order on 11.05.2021 directing that till the appeal is decided by respondent No.1, status quo as existing on that day qua the recoveries shall be maintained.

In this view of the matter and with the consent of both the parties, this writ petition is disposed of with direction to respondent No.1 to decide the appeal filed by the petitioner against order dated 27.08.2019 passed by respondent No.2 within eight weeks from the date of receipt of copy of this order.

We further direct that pending disposal of the appeal by respondent No.1, no recovery shall be effected from the petitioner pursuant to the order dated 27.08.2019 passed by respondent No.2.

All contentions of both parties are left open for consideration before the Appellate Authority.

(M.S. RAMACHANDRA RAO)
JUDGE

(JASJIT SINGH BEDI)
JUDGE

18.11.2021.

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Whether speaking/reasoned? : Yes/ No
Whether reportable? : Yes/ No