

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(108)

CWP-9964-2021

Date of Decision : June 28, 2021

Rupinder Kaur

.. Petitioner

Versus

State of Punjab and others

.. Respondents

(Through Video Conferencing)

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Harish Goyal, Advocate, for the petitioner.

Mr. Charanpreet Singh, Assistant Advocate General, Punjab.

**HARSIMRAN SINGH SETHI J. (ORAL)**

Learned counsel for the petitioner submits that though in the present writ petition, the petitioner is challenging the order dated 17.02.2020 (Annexure P-3) passed by respondent No.2 but by the time present writ petition was filed, the Tribunal has already passed the final order on the application submitted by respondent No.4 on 30.03.2021 and the petitioner has already filed the appeal against the said order before the Appellate Authority but it is likely that his objection qua the jurisdiction of the Tribunal at S.A.S Nagar to entertain the application of respondent No.3 might not be adjudicated upon while hearing the appeal filed by the petitioner against the order of Tribunal dated 30.03.2021 keeping in view the impugned order passed by the said authority Annexure P-3 dated 17.02.2020.

Learned counsel for the petitioner submits that the prayer of the petitioner in this petition is that in case, the petitioner raises objection qua

the jurisdiction of the Tribunal at S.A.S Nagar, Mohali to entertain application of respondent No.4, the same be also decided on merits by respondent No.2, while hearing the appeal.

From the arguments raised, it is clear that it is only an apprehension of the petitioner that all the objections which the petitioner has raised qua the order dated 30.03.2021 passed by the Tribunal including the objection of jurisdiction will not be adjudicated upon, while hearing the appeal. This Court is satisfied that all the pleas/objections taken by the petitioner before the Appellate Authority will be taken into consideration and decided in accordance with law by passing an appropriate order by the Appellate Authority including that of jurisdiction if raised.

Learned counsel for the petitioner submits that as the petitioner has filed an appeal against the final order passed by the Tribunal dated 30.03.2021, he does not wish to press this petition, at this stage.

Ordered accordingly.

**June 28, 2021**  
*harsha*

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

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