

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

110 (2 cases)

Date of Decision : 27.05.2021

1) CWP-10322-2021 (O&M)

M/s Jai Bharat Gum & Chemicals Ltd. Petitioner

Versus

Union of India and others Respondents

2) CWP-10327-2021 (O&M)

Rajesh Kedia Petitioner

Versus

Union of India and others Respondents

**CORAM : HON'BLE MR.JUSTICE AJAY TEWARI
HON'BLE MR. JUSTICE VIKAS BAHL**

Present : Mr. K.L. Goyal, Sr. Advocate
with Mr. Rishab Singla, Advocate
for the petitioner(s).

AJAY TEWARI, J. (ORAL)

By these petitions the petitioner(s) have challenged the order/s rejecting the request of the petitioner(s) to settle the matter under the “Vivad Se Vishwas Scheme, 2020” on the ground that the appeal filed by the petitioner(s) was time barred and hence could not be taken to be pending. Since the issues involved in both the petitions are similar the same are decided by the common order.

Learned Senior Counsel has argued that actually the fact was that it was the revenue department which had filed an appeal and the petitioner(s) had filed cross-objections (within time) and since cross-objections have to be treated as an independent appeal the premise on which the prayer of the petitioner(s) is rejected is clearly erroneous. He has further argued that the last date for depositing the amount is 30.06.2021 and due to summer vacations in this Court he would move a self-contained representation to the respondent No.3 who may be directed to decide the same by passing a speaking order thereon within a week.

Notice of motion.

Mr. Satya Pal Jain, Additional Solicitor General with Mr. Rohit Verma, Central Government Counsel has accepted notice on behalf of respondent No.1.

Mr. Vaibhav Gupta, Advocate accepts notice on behalf of respondents No.2 and 3 and states that he would have no objection if this course of action is followed. However, time of one week is too less to decide the representation.

We find this to be a fair request. Consequently, it is directed that in case any such self-contained representation is moved before the respondent No.3 the same shall be decided within a period of 10 days thereafter by passing a speaking order thereon.

Petition stands disposed of in the above terms.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(VIKAS BAHL)
JUDGE

May 27, 2021
anuradha

Whether speaking/reasoned	Yes/No
Whether Reportable :	Yes/No