

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

(131)

CWP-11127-2021

Date of Decision : June 29, 2021

Devi Lal and others

.. Petitioners

Versus

State of Haryana and others

.. Respondents

(Through Video Conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Preetwinder Singh Dhaliwal, Advocate, for the petitioners.

Ms. Shubhra Singh, Addl. Advocate General, Haryana.
(keeping in view the advance copy given).

HARSIMRAN SINGH SETHI J. (ORAL)

Learned counsel for the petitioners submits that against the impugned order imposing the punishment of recovery, the petitioners have already filed an appeal dated 14.01.2021 (Annexure P-4) before respondent No.2, which is still pending consideration. Learned counsel for the petitioners further submits that though the appeal was preferred in the month of January, 2021 alongwith the application for stay but neither the application seeking stay of the impugned order has been listed for hearing nor the appeal has been heard and decided, whereas the respondents have started recovering the amount by implementing the order of punishment.

The prayer of the petitioners is for directing the respondents to decide the appeal or at least the stay application appended alongwith the appeal in a time bound manner so that the petitioners do not suffer prejudice.

Notice of motion.

Ms. Shubhra Singh, learned Additional Advocate General, Haryana, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondents. Learned counsel for the respondents submits that in case, the petitioners have preferred an appeal dated 14.01.2021 (Annexure P-4) with the authorities and the same is pending consideration, the same will be decided by the authorities concerned within a period of three months from the receipt of copy of this order.

Without commenting upon the merits of the case or about the entitlement of the petitioners for the relief which has been claimed by them in the appeal dated 14.01.2021 (Annexure P-4), the present writ petition is disposed of with a direction to the respondents to decide the said appeal by passing an appropriate speaking order within a period of three months from the receipt of copy of this order.

June 29, 2021

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No