

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

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LPA No.730 of 2021 (O&M)

Date of Decision: August 25th, 2021

Tejinder Singh

...Appellant

Versus

The Financial Commissioner (Appeals), Punjab and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ASHOK KUMAR VERMA**

Present: Mr. Bikramjit Singh Baath, Advocate
for the appellant.

(PROCEEDINGS THROUGH V.C.)

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned counsel for the appellant asserts that the learned Single Judge has proceeded to decide the matter probably on a wrong assumption of facts. The two writ petitions were different as far as the grievances of the petitioners therein were concerned, although the order under challenge was the same. The said aspect could not be put forth before the learned Single Judge. Counsel, therefore, prays for withdrawal of the present appeal with liberty to file a Review Application before the learned Single Judge bringing to the notice of the Court the correct factual and other issues, which arise for consideration in the case of the appellant.

In the light of the above, the prayer made by the counsel for the appellant is accepted.

The appeal is permitted to be withdrawn with liberty as prayed for.

**(AUGUSTINE GEORGE MASIH)
JUDGE**

August 25th, 2021
Puneet

**(ASHOK KUMAR VERMA)
JUDGE**

Whether speaking/reasoned: Yes

Whether Reportable: No