

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

247+254+258

CWP No.8012 of 2021
Date of Decision :14.10.2022

Balkar Singh ..Petitioner
Versus
State of Haryana and others ...Respondents

AND

CWP-16435 of 2021

Ramesh ChanderPetitioner
Versus
State of Haryana and others ...Respondents

AND

CWP-18923 of 2021

Surjit SinghPetitioner
Versus
State of Haryana and others ...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Rakesh Gupta, Advocate for the petitioner(s).

Mr. Ravinder Singh Budhwar, Additional Advocate General,
Haryana for respondent-State.

Mr. Sunil Kumar Dhanda, Advocate
for respondents No.3 and 5..

Harsimran Singh Sethi, J. (Oral)

By this common order, above mentioned three writ petitions
are being disposed of as all the writ petitions involve the same question of
law.

A short reply on behalf of respondents No.3 and 5 filed in the
Court today and is taken on record.

Learned counsel for the petitioner argues that in the present

case, an order dated 15.01.2020 (Annexure P/8) imposing penalty alongwith interest was passed against the petitioner by the Managing Director, HAFED, Panchkula, against which order, the petitioner preferred an appeal before the Board of Directors vide Annexure P/2 but, without putting the said appeal before the Appellate authority, the same was dismissed by the Managing Director himself on the ground of delay, without there being any jurisdiction with him.

Learned counsel for the petitioner submits that order dated 04.12.2020 (Annexure P/1) passed by the respondents dismissing the appeal preferred by the petitioner is without any jurisdiction.

After notice of motion, Mr. Sunil Kumar Dhanda, Advocate appeared on behalf of respondents No.3 and 5.

Learned counsel for respondents No.3 & 5 submits that orders passed in appeals preferred by the petitioners be treated as withdrawn as the said appeals will be placed before the Board of Directors for their consideration again and the same will be decided afresh in accordance with law within a period of 08 weeks from the date of receipt of copy of this order.

Learned counsel for the petitioner(s) submits that keeping in view the statement made by learned counsel for respondents No.3 and 5, no grievance of the petitioner survives in the present petitions and the same may be disposed of having been not pressed any further.

Ordered accordingly.

October 14, 2022
jt

(HARSIMRAN SINGH SETHI)
JUDGE

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