

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
102+221**

**C.M. No. 1026-LPA-2022 &
C.M. No. 1027-LPA-2022 &
LPA-576-2021**

Date of Decision: September 15, 2022

JHARMAL

...APPELLANT

Versus

KHURSHID ETC.

...RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ALOK JAIN**

**Present: Mr. Randhir S. Hooda, Advocate,
for the appellant.**

**Mr. Taslim Hussain, Advocate,
for respondents No. 1 and 2.**

**Mr. Deepak Bhardwaj, DAG, Haryana,
for the State.**

AUGUSTINE GEORGE MASIH, J. (ORAL)

The only submission, which was made by the learned counsel for the appellant, is recorded in the order dated 14.07.2021, the relevant portion thereof reads as follows:-

“ It is the contention of the learned counsel for the appellant that the writ petition of private respondents has been allowed by the learned Single Judge vide impugned order dated 22.04.2021 in limine without even issuing notice to the appellant and other similarly situated persons. His contention is that the orders, which have crystalized in favour of the appellant, could not have been put to naught and that too without giving an opportunity of hearing to the appellant, who was respondent therein.

Notice of motion for 27.10.2021.

Further proceedings before the Assistant Collector Ist Grade, Punhana, District Nuh, in pursuance of the order dated 22.04.2021 passed by the learned Single Judge shall remain stayed till the next date of hearing.”

Having heard the counsel for the parties, counsel for the private respondents could not dispute the said aspect that an order has been passed by the learned Single Judge in the absence of the appellant.

In the light of the above facts, Order dated 22.04.2021 passed by the learned Single Judge in CWP No. 6311 of 2021 is set aside. The parties are directed to appear before the learned Single Judge on **11.10.2022**, who shall, thereafter, proceed in accordance with law.

Disposed of accordingly.

In view of the disposal of the main case, all the pending applications have been rendered infructuous and the same are disposed of as such.

**(AUGUSTINE GEORGE MASIH)
JUDGE**

**(ALOK JAIN)
JUDGE**

September 15, 2022

pj

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No