

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

**CWP-13699-2022
DECIDED ON: 06.07.2022**

AVTAR SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

.....RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr. Bikram Chaudhary, Advocate
for the petitioner.

Mr. S.P.S. Tinna, Addl. A.G. Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned counsel for the State has produced the order dated 05.07.2022, vide which an additional charge has been given to the Officer of the post where the case of the petitioner had been pending. Counsel for the petitioner states that an application for restoration of the main case which was dismissed in default, is pending before the said authority and since there was no officer, the said application could not be decided, in which the stay was granted but because of the dismissal of the main appeal for default, the said order has also become inoperational. He states that he would move an application for preponement of the hearing of the application for restoration which is now fixed for 13.09.2022, so that the petitioner would be in a position to pray for restoration of the stay order as well.

In the light of the statement made by the counsel for the petitioner, we dispose of the present writ petition with liberty to the petitioner to move an application for preponement of the application for restoration.

In case such an application is made, the competent authority shall proceed to take a decision thereon on the said date or within a further period of one week. Till a decision is taken on the said application, status quo with regard to possession as it exists today shall be maintained.

(AUGUSTINE GEORGE MASIH)
JUDGE

(SANDEEP MOUDGIL)
JUDGE

06.07.2022
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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>