

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

CWP-9943-2018 (O&M)

Date of decision: April 28, 2022

Pawan Kumar

....Petitioner

versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. P.K.S. Phoolka, Advocate for the petitioner.

Mr. Kanisth Ganeriwala, AAG Punjab.

Mr. D.D. Bansal, Advocate
for respondents No.4 (4b to 4g) & 5.

ARUN MONGA, J. (ORAL)

At the very outset, learned counsel for the respondents No.4 (4b to 4g) and 5 submits that having sought instructions from his clients, they have no objection, if the matter is remanded back to the Appellate Authority for fresh consideration on merits, as the order impugned herein has been dismissed on the ground of non-maintainability. He submits that respondents No.4 (4b to 4g) & 5 shall not take the objection of maintainability before the Appellate Tribunal.

In the premise, order impugned herein is set aside. Matter is remanded back to the Appellate Authority for fresh consideration on merits.

Disposed of, accordingly.

**(ARUN MONGA)
JUDGE**

April 28, 2022

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Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No