

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

CWP-26828-2022

Date of Decision: 23.11.2022

Veer Bhan

..... Petitioner

Versus

Appellate Tribunal-cum-Collector and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Dalip Kumar Tuteja, Advocate,
for the petitioner.

RAJBIR SEHRAWAT, J. (ORAL)

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ of certiorari quashing the order dated 14.10.2022 (Annexure P-4) passed by respondent No.1, whereby the previous order dated 15.04.2022 (Annexure P-3) passed by the then Appellate Tribunal, Rohtak, has been reviewed and set aside; along with certain other prayers.

It is not even in dispute that the appellate authority has not passed any final order in the matter so far. The appeal filed by respondent No.2 is still pending and the issue of interim order is still not finally decided. But by modifying the ad interim order of status quo; the appellant has been permitted to deal with the property in the manner the appellant so desired. This kind of interim order in the appeal is not sustainable. Therefore, the same is set aside.

Still further, it is ordered that the respondent-appellate authority shall take a final decision on the appeal itself within a period of four weeks from the date of receipt of certified copy of this order; without getting influenced by any observation made in the interim order passed by the appellate authority.

Writ petition is disposed of.

**(RAJBIR SEHRAWAT)
JUDGE**

23.11.2022
adhikari

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No