

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-3417-2023

Date of decision : 20.02.2023

Gurvinder Singh Pannu @ Gurvinder Pannu

... Petitioner

Versus

Financial Commissioner (Appeals), Punjab and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Sherry K. Singla, Advocate
for the petitioner.

Mr.Ferry Sofat, Addl.A.G. Punjab
for respondents no.1 and 2.

VIKAS BAHL, J.(ORAL)

This is a civil writ petition under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent no.1 to hear and decide by passing appropriate orders in the stay application dated 03.01.2023 filed in ROR no.21 of 2023 titled as “Gurvinder Singh Pannu vs. A.C. Ist Grade and others” as also the application for stay filed along with the said revision petition.

Learned counsel for the petitioner has submitted that the petitioner had filed ROR no.21 of 2023 challenging the Sanad Taksim and the said case was filed on 05.01.2023 and the petitioner had also filed an application for stay along with the said ROR. It is submitted that on 05.01.2023 the date of hearing was given as 09.03.2023 and the petitioner had filed an application on 20.01.2023 for early hearing of the above mentioned revision petition and the said application was listed on

09.02.2023 but since the Court was not held, the application was fixed for 16.02.2023 and even on 16.02.2023 the Court was not held and thus, the said application is now listed for 23.02.2023.

Learned counsel for the petitioner has submitted that the petitioner would be satisfied in case respondent no.1 is directed to take up the ROR along with the stay application for preliminary hearing and also the application for preponement as expeditiously as possible and at any rate till 09.03.2023 and pass appropriate orders on the same.

Learned counsel appearing for respondents no.1 and 2 has stated that every endeavour would be made by the Financial Commissioner to take up the ROR for preliminary hearing along with stay application as well as application for preponement as expeditiously as possible and upto 09.03.2023.

Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to respondent no.1 to take up ROR no.21 of 2023 for preliminary hearing along with stay application as well as the application for preponement 09.03.2023 and after considering the merits of the case, pass appropriate orders, in accordance with law.

It is made clear that this Court has not opined on the merits of the case and it would be open to respondent no.1 to consider the ROR for preliminary hearing / stay application / application for preponement, in accordance with law.

(VIKAS BAHL)
JUDGE

February 20, 2023
Davinder Kumar

Whether speaking / reasoned
Whether reportable

Yes/No
Yes/No