

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

(118)

CWP-11041-2023

Date of decision: - 31.05.2023

Haryana Wakf Board

....Petitioner

Versus

Financial Commissioner Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Sandeep Punchhi, Advocate,
for the petitioner.

Ms. Rajni Gupta, Additional Advocate General, Haryana
for respondents No.1 to 3.

Mr. Anurag Jain, Advocate
for respondents No.4 to 6.

VIKAS BAHL, J. (ORAL)

1. This writ petition has been filed under Article 226 of the Constitution of India for issuance of writ in the nature of certiorari for quashing the impugned order dated 21.07.2022 (Annexure P-7) passed by the Commissioner, Hisar Division, Hisar, allowing the application filed by respondents No.4 to 6 for becoming a party in revision petition and prayer has also been made for quashing of order dated 30.01.2023 (Annexure P -8) passed by respondent No.1 dismissing the revision petition filed by the petitioner.

2. Learned counsel for the petitioner as well as learned counsel for private respondents have submitted that since the present order is an interim order, thus, the petitioner be permitted to withdraw the present

writ petition with liberty to challenge the order dated 21.07.2022 (Annexure P-7), if need be, alongwith the revision petition, which the petitioner may file in case of being unsuccessful before the Commissioner. Learned counsel for the petitioner has prayed that the order dated 30.01.2023 (Annexure P-8) should not come in the way of the petitioner in case challenge is made by the petitioner to the interim order dated 21.07.2022 (Annexure P-7) alongwith the main petition before the Financial Commissioner.

3. Keeping in view the above, the present writ petition is dismissed as withdrawn with liberty to the petitioner to challenge the order dated 21.07.2022 (Annexure P-7) alongwith the main revision petition, if any, to be filed before the Financial Commissioner in case the petitioner is unsuccessful before the Commissioner, Hisar Division, Hisar.

4. It is made clear that in case any such challenge is made, the same would be considered independently, in accordance with law, after hearing all the parties concerned without being influenced by the order dated 30.01.2023 (Annexure P-8).

May 31, 2023

naresh.k

**(VIKAS BAHL)
JUDGE**

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No