

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

252

CWP-8645-2022 (O&M)

Date of decision:- 16.03.2023

SHARAD KACHROO

.... Petitioner

VS

NATIONAL FACELESS ASSESSMENT CENTRE AND ANR

...Respondents

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE MANISHA BATRA**

Present: Mr. Rohit Kaura, Advocate and
Mr. Rajiv Sharma, Advocate for the petitioner.

Ms. Pridhi Jaswinder Sandhu, Junior Standing counsel
for the respondents.

Ritu Bahri, J. (Oral)

Counsel for the respondents has informed that as per the screen shot available on portal the reply to the show cause notice was filed by the petitioner on 30.03.2022 and as per the show cause notice, reply has to be filed by 29.03.2022. Since the petitioner in the present case has filed the reply after delay of one day that cannot be made a ground to pass an order without considering the contentions raised in the reply.

Petitioner has placed on record the reply along with writ petition as Annexure P-11.

Since the assessment order, Annexure P-1 has been passed without considering the reply Annexure P-11 filed by the petitioner, petition is allowed and assessment order, Annexure P-1 is set aside. The matter is remanded back to the assessing authority to pass a fresh speaking order which will be passed *de novo* after considering the reply, Annexure P-11 which was filed by the petitioner as per the screen shot given by counsel for the respondents on 30.03.2022.

(RITU BAHRI)
JUDGE

(MANISHA BATRA)
JUDGE

16.03.2023
pooja saini

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