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

CWP-8620-2023

Date of decision : 25.04.2023

Mahender and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. S.S. Sahu, Advocate for the petitioners.

Ms. Upasana Dhawan, AAG, Haryana
for respondent Nos.1 to 5.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent No.2-Financial Commissioner, Haryana to take up the revision petition No.110 of 2023 dated 20.03.2023 filed by the petitioners against the impugned order dated 30.10.2018 (Annexure P-15) passed by the Commissioner, Hisar, Division Hisar and order dated 30.08.2018 (Annexure P-14) passed by the Sub Divisional Magistrate-cum-Collector, Ratia.

2. Learned counsel for the petitioners has submitted that after the order dated 02.03.2023 passed by this Court, the petitioners had filed a revision petition No.110 of 2023 along with stay application before respondent No.2-Financial Commissioner, Haryana and the said case was listed for 29.03.2023 for preliminary hearing and was adjourned to

12.04.2023 and thereafter, adjourned to 10.05.2023. It is thus, prayed that respondent No.2-Financial Commissioner, Haryana be directed to take up the said revision petition along with the stay application for preliminary hearing on 10.05.2023 and consider and decide the stay application in accordance with law.

3. On the other hand, learned State Counsel has submitted that every endeavour would be made by respondent No.2-Financial Commissioner, Haryana to take up the said revision petition along with stay application for preliminary hearing on 10.05.2023 or within one week thereafter and to pass an appropriate order on the same, in accordance with law.

4. Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is disposed of with direction to respondent No.2-Financial Commissioner, Haryana to take up the revision petition No.110 of 2023 filed by the petitioners along with stay application for preliminary hearing on 10.05.2023 or within a period of one week thereafter and to pass appropriate orders in the same, in accordance with law.

5. It is made clear that this Court has not opined on the merits of the case and respondent No.2-Financial Commissioner, Haryana would consider the abovesaid revision petition alongwith stay application independently and in accordance with law.

25.04.2023*Pawan***(VIKAS BAHL)
JUDGE****Whether speaking/reasoned:-****Yes/No****Whether reportable:-****Yes/No**