

Jitender and Others Petitioners
V/s.
State of Haryana and Others Respondents

Mr. Murari Lal Sharma, Advocate has put in appearance on behalf of the complainant and has filed Power of Attorney, which is taken on record.

Learned Senior counsel for the petitioners contends that while passing impugned orders dated 17.04.2023 (Annexures P-16 to P-20) the Joint Commissioner II, Municipal Corporation, Manesar has not mentioned anything about the reply which was filed by the petitioners. A non-speaking order has been passed. It has been stated that the petitioners would be availing a remedy of appeal, as provided under the statute which will be filed by them, within a period of one week from today. He submits that the petitioners may be protected till the decision on the application for stay which would be preferred by them alongwith the appeal.

Keeping in view the submission as has been made by learned counsel for the petitioners, we issue notice to the respondents.

On the asking of the Court, Mr. Pravindra S. Chauhan, Sr. Addl. A.G., Haryana, accepts notice on behalf of the respondent(s)-State.

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Without going into the merits of the case or commenting thereon, we dispose of the present writ petition by permitting the petitioners to file an appeal within one week from today.

In case, the said appeal is filed and an application for stay is also preferred alongwith the same within the time as stipulated i.e. one week, *status quo* shall enure with regard to the possession, as it exists today till the decision is taken by the Appellate authority on the application for stay on the appeal as would be preferred by the petitioners, which ever is earlier.

Disposed of, accordingly.

(Augustine George Masih)
JUDGE

28th April, 2023

Sonia Puri

(Harpreet Singh Brar)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No