

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

124

**LPA-806-2023 (O&M)
Date of Decision: 03.07.2023**

NUSRAT

..... Appellant

Versus

STATE OF HARYANA AND OTHERS

..... Respondents

**CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR
HON'BLE MS. JUSTICE SUKHVINDER KAUR**

Present:- Mr. Vikram Singh, Advocate for the appellant.

JAISHREE THAKUR, J. (ORAL)

1. This Letters Patent Appeal has been filed seeking to challenge the order dated 16.06.2023 passed in Civil Writ Petition No.13373 of 2023 whereby the operation of the impugned orders has been stayed. A perusal of the said order would reflect that the matter is listed for consideration on 04.07.2023 i.e. tomorrow itself. The appellant herein without moving an appropriate application for vacation of the interim order has approached this Court seeking to challenge the stay by contending that the orders so passed are in direct contradiction to the law settled in ***N.P. Ponnuswami Versus The Returning Officer, Namakhal Constituency, Namakkal, Salem District and others, AIR 1952 (SC) 64*** and ***Hari Vishnu Kamath Versus Ahmad Ishaque and others, AIR 1955 (SC) 233***. Since the learned Single Judge has posted the matter for further consideration on 04.07.2023, this Court is not inclined to interfere at the present moment giving a direction to the appellant to approach the said court and move an appropriate application for vacation

of the interim order by citing the judgments he has relied upon in the present LPA.

2. With the aforesaid direction, the present appeal is disposed of.
3. Pending application(s) if any, also stand disposed of.

(JAISHREE THAKUR)
JUDGE

(SUKHVINDER KAUR)
JUDGE

03.07.2023
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