

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

CWP-13736-2023

Date of decision : 07.07.2023

Raghubeer Singh

.....Petitioner

versus

Financial Commissioner, Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

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

RAJESH BHARDWAJ, J. (Oral)

This petition has been filed praying for issuance of a writ in the nature of mandamus for restraining the respondents from interfering into the peaceful possession of the petitioner till the decision of application of petitioner dated 19.06.2023 (Annexure P-10).

It has been contended by counsel for the petitioner that the revision has been filed by the petitioner and along with it the stay application has also been filed and the same has not been listed for hearing before the concerned authority so far. It has been submitted that despite filing of the ROR, the respondents are interfering in the peaceful possession of the petitioner and the Financial Commissioner is neither hearing the revision nor the stay application. He has submitted that petition is now fixed before respondent No.1 for 27.07.2023. He submits that balance of convenience lies in favour of the petitioner and possession of the petitioner would be disturbed without hearing and he will suffer an irreparable loss and injury if the respondents are not restrained from interfering in his possession.

Notice of motion.

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On asking of the Court, Ms. Upasana Dhawan, AAG, Haryana accepts notice on behalf of the respondents-State.

Learned State counsel, on instructions, has submitted that the petition is fixed for hearing before respondent No.1 for 27.07.2023.

After hearing counsel for the parties and perusing the record, the present petition is disposed of with direction to respondent No.1 to take up the case of the petitioner which is stated to be fixed for 27.07.2023 and hear the parties on stay application on the date fixed. Respondent is further directed to decide the stay application filed with ROR expeditiously in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

07.07.2023
m. sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No