

**CWP-17713-2020 and
CWP-20317-2020**

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

(240)

1. CWP-17713-2020

Harbhajan SinghPetitioner

Versus

**Financial Commissioner Revenue (Appeals), Punjab, Chandigarh
and others**

.....Respondents

2. CWP-20317-2020

Mangal SinghPetitioner

Versus

The Financial Commissioner (Appeals), Punjab & Ors.

.....Respondents

Date of decision: - 27.01.2023

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

**Present: Mr. Roshan Lal Sharma, Advocate,
for the petitioner in CWP-17713-2020 and
for respondent No.4 in CWP-20317-2020.**

**Mr. Beant Singh Seemar, Advocate
for the petitioner in CWP-20317-2020 and
for respondent No.4 in CWP-17713-2020.**

Mr. Rohit Ahuja, DAG, Punjab.

VIKAS BAHL, J. (ORAL)

This order shall dispose of the above-said two writ petitions

i.e., CWP-17713-2020 filed by Harbhajan Singh and CWP-20317-2020

filed by Mangal Singh. The said Harbhajan Singh is respondent No.4 in CWP-20317-2020 and Mangal Singh is respondent No.4 in CWP-17713-2020 and the dispute is with respect to Lambardari of village Bhallan (Taraf Majra), Tehsil Nangal, District Rupnagar.

Learned counsel for the petitioner-Harbhajan Singh as well as petitioner-Mangal Singh have jointly submitted that petitioner Harbhajan Singh was appointed by the Collector, District Rupnagar and the said order of the Collector, District Rupnagar was set aside and petitioner Mangal Singh was appointed by the Commissioner. It has been submitted that the Financial Commissioner instead of deciding the matter on merits, remanded the case back and both petitioners Harbhajan Singh and Mangal Singh are aggrieved against the said order. It has been jointly prayed by learned counsels for the petitioners Harbhajan Singh and Mangal Singh that the impugned order passed by the Financial Commissioner (Appeals), Punjab, Chandigarh, dated 14.01.2020 (Annexure P-3) remanding the case back to the Collector, District Rupnagar be set aside and the Financial Commissioner (Appeals), Punjab, Chandigarh be directed to decide the ROA No.70 of 2017, filed by petitioner Harbhajan Singh, afresh on merits and in accordance with law.

Keeping in view the consent of learned counsels appearing on behalf on behalf of the contesting parties i.e. Harbhajan Singh and Mangal Singh, the order dated 14.01.2020 (Annexure P-3) passed by the Financial Commissioner (Appeals), Punjab, Chandigarh, is set aside with a direction to the Financial Commissioner (Appeals), Punjab, Chandigarh

to decide the ROA No.70 of 2017 afresh on merits.

The Financial Commissioner (Appeals), Punjab, Chandigarh,
is also directed to decide the said ROA No.70 of 2017 as expeditiously as
possible.

Disposed of in the above terms.

January 27, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?	Yes
Whether reportable?	No