

CM-2088-CWP-2022 in/and
CWP-6598-2015

-1- 2023:PHHC:044297

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(254)

CM-2088-CWP-2022 in/and
CWP-6598-2015
Date of decision: - 24.03.2023

Pawan Kumar

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Ranjit Saini, Advocate
for applicant/respondent No.3.

None for the non-applicant/petitioner.

Mr. Yadwinder Singh Bhangu, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

Present application has been filed under Article 226 of the Constitution of India read with Section 151 CPC for dismissing the main writ petition as having been rendered infructuous.

Prayer in the main writ petition filed under Article 226/227 of the Constitution of India is for issuance of a writ in the nature of certiorari for quashing the order dated 12.12.2014 (Annexure P-5) passed by the Financial Commissioner and order dated 16.08.2010 (Annexure P-2) passed by the Commissioner, Jalandhar.

Learned counsel for the applicant/respondent No.3 has submitted that the Commissioner and the Financial Commissioner had

appointed the respondent No.3 as the Lambardar and the applicant-petitioner who is seeking to challenge the said appointment has died and thus, the present writ petition has been rendered infructuous. It is further submitted that a notice was issued in the present application to the non-applicant/petitioner on 24.02.2022, however, no reply has been filed by learned counsel for the non-applicant/petitioner. It is also submitted that the main case has been admitted and the same be taken up for hearing as the writ petition has been rendered infructuous.

Learned State counsel has submitted that he has no objection in case the main writ petition is taken for hearing today itself.

Keeping in view the above-facts and circumstances, the main writ petition is taken up for hearing and the present application bearing CM-2088-CWP-2022 is allowed and the main writ petition is disposed of as having been rendered infructuous in view of the fact that the present petitioner who was a candidate for being a Lambardar has died.

Liberty is also granted to learned counsel for the petitioner to move an application in case any cause survives in the present writ petition.

In view of the above, the present writ petition is disposed of as having been rendered infructuous.

March 24, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No