

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.23423 of 2023
Date of decision : 13.10.2023

Mukesh

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

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

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for issuance of a writ in the nature of mandamus for staying the operation and implementation of the Sanad Takseem dated 30.11.2018 (Annexure P-1), during the pendency of the ROR No.342 of 2023 with stay application dated 03.10.2023 (Annexure P-2) till the decision of the stay application/ROR as the matter has been adjourned for 31.10.2023 straightway without hearing the stay application whereas the matter is of urgent nature and if the stay has not been granted then the petitioners will suffer an irreparable loss and injury.

It has been submitted by learned counsel for the petitioner that the petitioner has filed ROR No.342 of 2023 along with stay application dated 03.10.2023, which is pending adjudication before respondent No.1. He submits that till date the appeal has not been taken up and the stay application is also not heard. He submits that the case is now listed on

31.10.2023 along with the stay application. He has further stated that if the application is not heard on the date fixed, the petitioner will suffer an irreparable loss.

Notice of motion to the official respondents.

On asking of the Court, Ms. Upasna Dhawan, AAG, Haryana appears and accepts notice on behalf of respondents No.1 and 2. She, on instructions, has submitted that the case is pending adjudication and the same would be heard in due course.

After hearing learned counsel for the parties and perusing the record, the present petition is disposed of with direction to respondent No.1-Financial Commissioner-cum-Principal Secretary to the Government of Haryana to hear the stay application and decide the same in accordance with law on the date fixed i.e. on 31.10.2023. Till the decision of stay application, status quo be maintained. Respondent No.1 is at liberty to decide the stay application as per law after hearing both the parties.

(RAJESH BHARDWAJ)
JUDGE

13.10.2023

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