

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.**

CWP-1078-2024
Date of Decision : 18.01.2024

JASMER SINGHPetitioner

Versus

STATE OF HARYANA AND OTHERSRespondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MRS. JUSTICE SUKHVINDER KAUR

Present : Mr. Sanjiv Gupta, Advocate
for the petitioner.

Mr. P.P.Chahar, Sr. DAG, Haryana with
Mr. Saurabh Mago, DAG, Haryana.

SURESHWAR THAKUR, J. (Oral)

1. The learned counsel for the petitioner, after arguing for a considerable period of time, was unable to persuade this Court, that given the availability of an alternate remedy to the institution of the instant writ petition, before this Court, thus to make a challenge to the impugned order, that yet the instant petition is maintainable before this Court.
2. Therefore, the learned counsel for the petitioner has ultimately sought and has been granted permission to withdraw the instant writ petition but with liberty to institute an appeal against the impugned order (Annexure P-14) before the learned Director, Consolidation.
3. The said appeal be ensured to be instituted within a period of two weeks from today and on the said appeal being instituted before the Appellate Authority concerned, the latter shall within a period of two months thereafter, thus make a valid speaking decision thereons, but after hearing all affected persons concerned.

4. Till the institution of the said statutory appeal at the instance of the present petitioner before the Appellate Authority concerned, the operation of the impugned order (Annexure P-14) shall remain stayed, but on the institution of the said statutory appeal, it is open, for the present petitioner, to institute an application, thus seeking the staying of the operation of Annexure P-14, rather before the Appellate Authority concerned, which shall proceed to, in accordance with law, make a prompt valid speaking decision thereons.
5. Disposed of accordingly.

(SURESHWAR THAKUR)
JUDGE

(SUKHVINDER KAUR)
JUDGE

18.01.2024

kavneet singh

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