

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(103)

CWP-1128-2024

Date of decision: - 18.01.2024

Ramjas

....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Prashant Singh Chauhan, Advocate,
for the petitioner.

Ms. Rajni Gupta, Additional Advocate General, Haryana.

VIKAS BAHL, J. (ORAL)

1. Present writ petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus seeking direction to the respondents to provide the necessary documents sought by the present petitioner in relation to FIR No.247 dated 26.07.2023, registered at Police Station Bawal, District Rewari.

2. A perusal of reply dated 31.08.2023 (Annexure P-3) which has been given by the State Public Information Officer/Deputy Superintendent of Police (Headquarter) Rewari to show that it has been mentioned that the petitioner has a remedy of filing an appeal before the Superintendent of Police within a period of 30 days.

3. Learned counsel for the petitioner has submitted that in view of the said fact, the petitioner be permitted to withdraw the present writ petition with liberty to file the said statutory appeal and has prayed that in

case any such appeal is filed, the same be decided expeditiously. It is further prayed that since the petitioner was pursuing the present remedy, thus, the first appellate authority be directed not to dismiss the said appeal solely on the ground of limitation.

4. In view of the above, the present writ petition is dismissed as withdrawn, with the liberty to the petitioner to file the statutory appeal before the first appellate authority.

5. In case the petitioner files any such appeal within a period of one week from today, the first appellate authority would not dismiss the said appeal solely on the ground of limitation. The first appellate authority is directed to decide the said appeal as expeditiously as possible.

January 18, 2024
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No