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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-3912-2024
Date of decision: 21.02.2024

Hari Singh ...Petitioner

Versus

State of Haryana and others ...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Mukesh Yadav, Advocate for the petitioner.
Ms. Palika Monga, DAG, Haryana.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Article 226/227 of the Constitution of India for the issuance of a writ in the nature of certiorari for quashing the impugned order dated 12.07.2023 (Annexure P-6) passed by respondent No.2 whereby appeal bearing No.3628 of 2023 has been disposed of.
2. Learned counsel for the petitioner has submitted that as per the order dated 12.07.2023 (Annexure P-6), the appeal was disposed of with the following terms:-

“5. In view of above, the Commission gives following directions for deciding the case:-
(I) The respondent SPIO is directed to send copy of noting dated 19.08.2014 to the appellant through registered post within fifteen days of receipt of this order under intimation to the Commission.
(ii) The Commission Secretariat is also directed to send copy of noting dated 19.08.2014 to the appellant alongwith copy of this

order.

(iii) The appeal case is hereby disposed off.”

3. It is submitted that respondent-SPIO has not complied with the said directions issued and thus, the petitioner be permitted to withdraw the present writ petition with liberty to the petitioner to file an application before the State Information Commission, Haryana bringing out the said facts to its notice and has submitted that in case the petitioner moves such application, the State Information Commission would consider the same as expeditiously as possible.

4. Learned State Counsel has submitted that in case any such application is moved, the same would be considered independently and in accordance with law.

5. Keeping in view the abovesaid facts and circumstances, the petitioner is permitted to withdraw the present writ petition with liberty to file an application as prayed for and in case petitioner moves any such application, respondent No.2 is directed to consider and decide the same as expeditiously as possible, in accordance with law.

6. This Court has not opined on the merits of the case and respondent No.2 would consider the case of the petitioner independently, in accordance with law.

7. In view of what has been observed above, the present Civil Writ Petition is disposed of.

21.02.2024

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No