

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-7571-2024
Date of decision:5.4.2024

DEV AND DIV SOLUTIONS PVT. LTD.
...Petitioner
Versus
THE STATE OF HARYANA AND OTHERS
...Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Amit Jhanji, Sr. Advocate with
Mr. Madhavrao B. Rajwade, Advocate
for the petitioner.

Mr. Ankur Mittal, Addl. AG Haryana with
Mr. Pradeep Prakash Chahar, Sr. DAG, Haryana.

SURESHWAR THAKUR, J. (ORAL)

1. The present petitioner became aggrieved from the respondent-State's inaction in not empowering any competent officer to function as the Appellate Authority. Therefore, the present petitioner has asked for a mandamus being made upon the respondent concerned, to appoint an empowered officer to function as the competent Appellate Authority, thus to hear and decide the apposite statutory appeal.
2. The learned State counsel on instructions imparted to him submits, that the said statutory appeal shall be heard by Mr. Vijyendra Kumar, IAS, Secretary, Yough Empowerment and Enterpreneurship Department.
3. In the wake of the above, the learned Senior counsel for the petitioner submits, that when as such the mandamus as asked for, thus becomes mitigated. Resultantly, he prays for, and, is granted permission to withdraw the instant petition.

- 4. Dismissed as withdrawn.
- 5. The officer (supra), is directed to within a period of one week from today make a speaking decision, upon the statutory appeal, but after affording the fullest opportunity of hearing to the petitioner.
- 6. As assured today before this Court by the learned State counsel that till a decision on the said statutory appeal is rendered, thereupon the respondent concerned, shall not put the mining site concerned, to public auction.

(SURESHWAR THAKUR)
JUDGE

05.04.2024
Ithlesh

(LALIT BATRA)
JUDGE

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