

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

245

CWP-11436-2022
Decided on :14.02.2024

Surender and another
Versus
... Petitioners

State of Haryana and others
... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Arun Chander Sharma, Advocate
for the petitioners.

Mr. Naveen Singh Panwar, DAG, Haryana.

VIKAS BAHL, J.(ORAL)

1. Present Civil Writ Petition has been filed under Article 226/227 of the Constitution of India praying for issuance of a writ in the nature of certiorari quashing the impugned order dated 09.09.2021 (Annexure P-2) passed by respondent No. 3 and letter dated 04.10.2021 (Annexure P-3).
2. Learned counsel for the petitioners has submitted that against the impugned order, an appeal dated 07.03.2022 (Annexure P-5) has been filed before the Commandant General, Home Guards-cum-Director Civil Defence, Haryana and the same has not been decided till date and has made limited prayer at this stage that respondent No. 3 be directed to decide the same in a time bound manner.
3. Learned State counsel has submitted that the said appeal would be decided in accordance with law, as expeditiously as possible preferably within a period of two months from the date of receipt of certified copy of the present order.

4. Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is disposed of with directions to respondent No.3 to decide the appeal dated 07.03.2022 (Annexure P-5) within a period of two months from the date of receipt of certified copy of the present order and in case, the pleas raised by the petitioners are found to be meritorious then respondent No.3 would grant necessary relief, in accordance with law and in case, respondent No.3 is of the opinion that the pleas raised by the petitioners are not meritorious then a speaking order rejecting the same be passed within a period of two months from the date of receipt of certified copy of the present order.

5. This Court has not opined on the merits of the case and respondent No.3 would consider the case of the petitioners independently, in accordance with law.

(VIKAS BAHL)
JUDGE

14.02.2024
Mehak

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