



CWP-12505-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(108)

CWP-12505-2024

Date of decision: - 24.05.2024

Jatin Salwan

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. Sachin Kalia, Advocate, for the petitioner.

Mr. TPS Walia, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Article 226/227 of the Constitution of India for issuance of writ in the nature of mandamus directing the respondent No.2 to list the second appeal filed by the petitioner on 23.12.2023 vide receipt No.29556 (Annexure P-5), which is stated to not have been listed till date.

2. Learned counsel for the petitioner has submitted that in spite of the fact that the second appeal filed by the petitioner was complete in all respects but the same has not been ordered to be listed till date and has not even been taken up for preliminary hearing.

3. Learned State counsel has submitted that in case, the second appeal filed by the petitioner dated 23.12.2023 (Annexure P-5) is complete in all respects, then, the same would be taken up for preliminary



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hearing within a period of three weeks from the date of receipt of certified copy of the present order and the said appeal would be decided, as expeditiously as possible.

4. Keeping in view the above-said facts and circumstances and the limited prayer made on behalf of the petitioner, the present petition is disposed of, with a direction to respondent No.2 to list the second appeal dated 23.12.2023 (Annexure P-5) filed by the petitioner, if it is complete in all respects, within a period of three weeks from the date of receipt of certified copy of the present order and respondent No.2 is directed to take up the same for preliminary hearing within the aforesaid period and is also directed to make an endeavour to decide the appeal, as expeditiously as possible.

5. It is made clear that this Court has not opined on the merits of the case and respondent No.2 would consider and decide the matter independently, in accordance with law.

May 24, 2024
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No