

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-12440-2023(O&M)
Date of decision : 04.04.2024

Shiva Educational Trust (Regd.)

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Sameer Sachdeva, Advocate
for the petitioner.

Ms.Neha Sonawane, DAG, Punjab.

VIKAS BAHL, J.(ORAL)

CM-21289-CWP-2023

1. This is an application under Section 151 CPC for preponing the
main case from 13.05.2024 to an early date.
2. For the reasons stated in the application, the application is
allowed and the main case is preponed from 13.05.2024 to today itself for
hearing.

CWP-12440-2023

1. This is a civil writ petition filed under Article 226 of the
Constitution of India for issuance of a writ in the nature of certiorari
quashing the impugned remarks/objections dated 20.12.2021.
2. Learned counsel for the petitioner has submitted that for the
grievances raised by the petitioner, the petitioner has given a detailed
representation dated 20.04.2023 (Annexure P-14) and at this stage, would

be satisfied in case the said representation is considered by the competent authority of respondent no.1 in a time bound manner and if after considering the same, in case, the plea raised by the petitioner is found to be meritorious, then necessary relief be granted to the petitioner.

3. Learned State counsel has submitted that the competent authority of respondent no.1 would consider the said representation and decide the same within a period of two months from the date of the receipt of certified copy of the present order.

4. Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to the competent authority of respondent no.1 to consider the representation dated 20.04.2023 (Annexure P-14) of the petitioner and decide the same, in accordance with law, as expeditiously as possible, preferably within a period of two months from the date of the receipt of certified copy of the present order and in case, after considering the same, the plea of the petitioner is found to be meritorious, then necessary relief be granted to the petitioner and in case, the plea of the petitioner is not found to be meritorious, then a speaking order rejecting the same be passed within a period of two months from the date of the receipt of certified copy of the present order.

5. It is made clear that this Court has not opined on the merits of the case and the competent authority of respondent no.1 would consider and decide the representation independently, in accordance with law.

(VIKAS BAHL)
JUDGE

April 04, 2024
Davinder Kumar

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