

Mukand Singh

..... Petitioner

Versus

Financial Commissioner (R) Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr.Baltej Singh, Sr. Advocate with
Mr. Chandan Singh, Advocate and
Mr. Himmat Singh, Advocate, for the petitioner.

Rajesh Bhardwaj, J. (ORAL)

Prayer in the present petition is for setting aside the impugned order dated 16.10.2019 (Annexure P-4) passed by learned Financial Commissioner, Punjab i.e. respondent No.1 vide which ROR No.788 of 2015 dated 08.12.2015 filed by the petitioner has been dismissed without appreciating the facts and circumstances of the case and without relying upon the documents on record and in violation of the provisions of law. Further prayer has been made for setting aside the order dated 06.10.2015 (Annexure P-2A) passed by the Collector-cum-SDM, Gidderbaha, District Sri Muktsar Sahib, whereby the appeal filed by the petitioner against the order dated 30.09.2013 passed by the Assistant Collector Ist Grade-cum-Tehsildar, Doda, District Sri Muktsar Sahib has been dismissed without appreciating the fact that no opportunity of hearing has been granted to the petitioner while deciding the partition proceedings and further setting aside the order dated 30.09.2013 (Annexure P-1) passed by the Assistant Collector Ist Grade-cum-Tehsildar, Doda, District Sri Muktsar Sahib, whereby the partition proceeding filed by the respondent has been decided without providing any opportunity of hearing to the petitioner and other shareholders and without inspecting the spot. Further prayer has been made to stay the operation and implementation of Annexures P-1, P-2/A and P-4.

Learned Senior Counsel has submitted that he has no instructions from the petitioner and the efforts made by him to contact his client have proved futile.

In view of the above, the present petition is dismissed for non-prosecution. However, the petitioner is at liberty to revive the present petition in case he has any surviving grievance.

28.02.2024

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(RAJESH BHARDWAJ)

JUDGE

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No