



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No.12948 of 2024 (O&M)
Date of decision: 29.05.2024

Gurnam Singh
....Petitioner
Versus
Punjab State Warehousing Corporation (PSWC) and another
....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. J.P. Rana, Advocate
for the petitioner.

NAMIT KUMAR J. (Oral)

Prayer in this writ petition filed by the petitioner under Articles 226/227 of the Constitution of India, is for issuance of a writ in the nature of certiorari, for quashing the order dated 27.03.2024 (Annexure P-11), passed by the Appellate Authority of the respondent – Corporation, vide which the appeal dated 23.01.2023 (Annexure P-8) filed by the petitioner against the order dated 08.12.2022 (Annexure P-7) was rejected. Further prayer has been made to stay the operation of the order dated 27.03.2024 (Annexure P-11), during the pendency of the present petition.

Learned counsel for the petitioner submits that vide order dated 27.03.2024, the Appellate Authority has reviewed its earlier order dated 01.12.2023 (Annexure P-10), on a review application filed by the department, without affording any opportunity of hearing to the petitioner, which is in violation of the principles of natural justice.



On receipt of advance copy of writ petition, Mr. Anil Sharma, Advocate, has put in appearance on behalf of the respondents and he could not dispute the aforesaid factual position.

In view of the above, the order dated 27.03.2024 (Annexure P-11) is set-aside and the Appellate Authority shall pass fresh order in conformity with the principles of natural justice, after affording due opportunity to both the parties concerned.

Disposed of in the abovesaid terms.

(NAMIT KUMAR)
JUDGE

29.05.2024
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No