

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-7898-2017(O&M)
Date of decision: 01.05.2024

Ajay Sharda and others
... Petitioners
Versus
Union Territory Chandigarh and others
... Respondents

CORAM: HON’BLE MR. JUSTICE ARUN PALLI
HON’BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Hemant Bassi, Advocate,
for the petitioners.
Mr. Nikhil Chopra, Addl. Standing Counsel, and
Mr. Karan Vir Singh, Advocate,
for the respondents-UT, Chandigarh.

ARUN PALLI, J. (Oral)

At the outset, learned counsel for the parties, in reference to the order dated September 10, 2018 (P-13), submit that the order dated September 3, 2014, vide which the petitioners were required to deposit the misuse charges, was set aside by the Appellate Authority. And, the matter was remitted to the Estate Officer, U.T., Chandigarh. They conjointly submit that since the competent authority is already in *seisin* of the dispute and was required to examine the concerns/grievances raised by the petitioners, and pass appropriate orders in accordance with law, it would be expedient if the petition, at this stage, is disposed of to enable the parties to pursue their respective claims before the Estate Officer itself. Particularly, when parties to the dispute are regularly appearing before the Estate Officer. And the matter is now posted for 22.05.2024.

Further, learned Additional Standing counsel appearing for the respondent-Administration submits that as the matter is at large before the competent authority, every possible issue that arises for consideration would be examined, in accordance with law. And, till no formal orders are passed, the authorities would not take any coercive measure against the petitioners.

Accordingly, the petition is disposed of in terms of the statement made by learned counsel for the parties.

This court is sanguine that the competent authority shall examine the matter in the right earnest, and pass the necessary orders in accordance with law.

(Arun Palli)
Judge

(Vikram Aggarwal)
Judge

01.05.2024
Rajan

Whether speaking / reasoned:	YES/NO
Whether Reportable:	YES/NO