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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-23505-2024(O&M)
Date of decision: 14.10.2024

Aavesh Moudgil

...Petitioner

VERSUS

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Sandeep Singh Balhara, Advocate for
Mr. Suresh Kumar Kaushik, Advocate, for the petitioner.

Ms. Dimple Jain, DAG, Haryana.

Mr. Puneet Jindal, Senior Advocate with
Mr. Gaurav Jindal, Advocate for respondents No.2 to 5.

JASGURPREET SINGH PURI, J. (Oral)

1. The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of *certiorari* to quash the impugned order dated 20.06.2024 (Annexure P-8).

2. At the outset, Mr. Puneet Jindal, learned Senior Counsel with Mr. Gaurav Jindal, learned counsel appearing on behalf of respondent-Nigam have filed reply by way of affidavit of the Executive Engineer in pursuance of the orders passed by this Court on 16.09.2024 and have submitted that the order Annexure P-8 which is impugned in the present case has been withdrawn vide Annexure R-5/1 dated 07.10.2024. They submitted that since the impugned order was not properly worded and was not passed by the authority who was

competent to pass the order, now a fresh order will be passed by the competent authority who is the Chief Engineer after granting an opportunity of hearing to the petitioner.

3. Learned counsel appearing on behalf of the petitioner submitted that since the impugned order has been withdrawn without causing any prejudice to his rights, the present petition may be disposed of as having become infructuous but a time bound direction may be issued to the Chief Engineer to pass a fresh order after hearing the petitioner.

4. In view of the aforesaid position, the present petition is disposed of. A fresh order which is to be passed by the Chief Engineer as per the learned Senior Counsel for the respondent-Nigam, be passed within a period of three months from today by way of a speaking order backed by reasons and also after affording an opportunity of hearing to the petitioner.

14.10.2024

rakesh

(JASGURPREET SINGH PURI)
JUDGE

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