



**Upper Tribunal  
(Immigration and Asylum Chamber) Appeal Number: UI-2022-  
002782**

**(HU/04224/2021)**

**THE IMMIGRATION ACTS**

**Heard at Cardiff Civil Justice  
Centre  
Remotely by Microsoft Teams  
On the 3 November 2022**

**Decision & Reasons  
Promulgated  
On the 21 November 2022**

**Before**

**UPPER TRIBUNAL JUDGE GRUBB  
DEPUTY UPPER TRIBUNAL JUDGE DAVIDGE**

**Between**

**DARSHAN SINGHAL**

Appellant

**and**

**THE SECRETARY OF STATE FOR THE HOME DEPARTMENT**

Respondent

**Representation:**

For the Appellant: Mrs U Sood instructed by Direct Access

For the Respondent: Ms S Rushforth, Senior Home Office Presenting  
Officer

**NOTICE OF DECISION**

1. Both subparagraphs of rule 40(3) of the Tribunal Procedure (Upper Tribunal) Rules 2008 (SI 2008/2698 as amended) apply to this decision.
2. The decision of the First-tier Tribunal dated 26 March 2022 is erroneous in law. The Respondent conceded the Grounds of Appeal. We set the decision aside.
3. The appeal is remitted to be determined by the First-tier Tribunal *de novo* at an oral hearing before a judge other than Judge C J Woolley.

Signed

**Andrew Grubb**

Judge of the Upper Tribunal  
3 November 2022