

CWP No. 12339 of 2015

-:1:-

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP No. 12339 of 2015
Date of Decision: 20.07.2015**

Gurmail Singh and others

..... Petitioners

Versus

State of Punjab and others

..... Respondents

**CORAM : HON'BLE MR.JUSTICE RAJIVE BHALLA
HON'BLE MR. JUSTICE AMOL RATTAN SINGH**

Present:- Mr. H.S.Saggu, Advocate, for the petitioners.

Mr. P.S.Bajwa, Addl. A.G. Punjab,
for respondents No. 1, 3 and 4.

Mr. J.S.Bhandohal, Advocate, for respondent No. 2.

RAJIVE BHALLA, J (ORAL).

Reply by way of short affidavit of Mr. Gagandeep Singh,
District Revenue Officer-cum-Consolidation Officer, Sangrur, on
behalf of respondents No. 1 and 3, filed in Court today, is taken on
record.

After addressing arguments for some time, counsel for
petitioners prays that the writ petition may be dismissed as withdrawn
with liberty to petitioners to challenge order dated 18.08.2011 passed
by the Divisional Deputy Director-cum-Collector, Patiala, holding that
the land in dispute is '*Shamilat Land*' and vests in the Gram Panchayat,
by filing an appeal.

We, accept the prayer made by counsel for petitioners and
allow counsel for petitioners to withdraw the writ petition with liberty

to challenge order dated 18.08.2011 passed by the Divisional Deputy Director-cum-Collector, Patiala, by way of an appeal. The delay in the filing of the appeal shall be considered sympathetically, in view of inter party litigation detailed in the petition.

In case an appeal is filed within one month from the receipt of certified copy of this order, it shall be considered and decided within 3 months of its filing.

Parties shall maintain status quo with respect to possession and ownership of the land in dispute, during pendency of the appeal.

(RAJIVE BHALLA)
JUDGE

20.07.2015
amit rana

(AMOL RATTAN SINGH)
JUDGE