

CWP No. 17568 of 2014

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

CWP No. 17568 of 2014

Date of decision: 20.04.2015

Partap Singh

..... Petitioner

Versus

State of Haryana and others

..... Respondents

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

Present:- Mr. Ajay Jain, Advocate
for the petitioner.

Mr. D.Khanna, Additional Advocate General,
Haryana.

Mr. Mohit Nehra, Advocate, for
respondent No. 5.

Mr. Rajneesh Chadwal, Advocate for
respondent No. 6.

RAJIVE BHALLA, J (ORAL).

Counsel for the petitioner while giving up challenge to the orders of eviction (Annexures P-1 to P-4, dated 14.07.2011, 21.09.2011, 29.11.2013 and 23.07.2014, respectively), prays that as the Gram Panchayat has passed a resolution dated 21.12.2011, agreeing to allot the land in dispute, which is a part of his residential house, to the petitioner, the writ petition may be disposed of with a direction to the Deputy Commissioner, Mohindergarh at Narnaul, to consider the

resolution and pass an appropriate order in accordance with law.

Counsel for the respondents state that as the petitioner has given up challenge to the order of eviction, passed under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 they have no objection if the resolution passed by the Gram Panchayat is considered, in accordance with law, provided liberty is granted to respondent No. 5 to participate in such consideration.

We have heard the counsel for the parties and as the petitioner has given up challenge to the eviction order, dispose of the writ petition by affirming the orders of eviction and directing the Deputy Commissioner, Mohindergarh at Narnaul to consider the resolution passed by the Gram Panchayat and then pass appropriate orders under Rule 12 (4) of the Punjab Village Common Lands (Regulation) Rules, 1964. The needful be done within 4 months from today. During this period of 4 months, parties shall maintain status quo with respect to the possession.

(RAJIVE BHALLA)
JUDGE

(AMOL RATTAN SINGH)
JUDGE

20.04.2015
amit rana