

*IN THE HIGH COURT FOR THE STATES OF PUNJAB
AND HARYANA AT CHANDIGARH.*

CWP No. 17890 of 2014. [O&M]
Date of Decision: 27th August, 2015.

Jagir Singh
Versus

Petitioner through
Mr. S.S.Jattan, Advocate

State of Haryana & Ors.

Respondents through
Ms. Kirti Singh, Deputy AG, Haryana.
Mr. Rishi Pal for Mr. Partap Singh,
Advocate for respondent No.4.
Mr. R.S.Mamli, Advocate, for private
respondent No.5.

**CORAM: HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE JASPAL SINGH**

- 1. Whether Reporters of local papers may be allowed to see the judgment?**
- 2. To be referred to the Reporters or not?**
- 3. Whether the judgment should be reported in the Digest?**

SURYA KANT, J. [ORAL]

The petitioner has approached this Court challenging the orders dated 05.06.2013 and 15.01.2014 whereby he has been directed to remove a part of the construction raised on the land which has been found to have vested in the Gram Panchayat.

During the pendency of these proceedings, the petitioner offered equivalent alternative area to the Gram Panchayat and his offer was accepted by the latter vide resolution dated 19.07.2015. It is also mentioned therein that possession of the land offered by the petitioner has since been taken by the Gram Panchayat.

It is undoubtedly true that the above stated resolution would be effective only if approved by the Deputy Commissioner being Competent Authority.

Since the complainant in the instant case, i.e., respondent No. 5 has reservations against the resolution passed by the Gram Panchayat for accepting the petitioner's offer for alternative land, we dispose of this writ petition with a direction to the Deputy Commissioner, Kurukshetra to take an appropriate decision on the resolution dated 19.07.2015 passed by the Gram Panchayat, after hearing the complainant-respondent No. 5, petitioner as well as Sarpanch of the Gram Panchayat. Let the decision be taken within a period of two months from the date a certified copy of this order is received. The aggrieved party shall be at liberty to approach the appropriate forum in accordance with law.

Disposed of. Dasti.

(SURYA KANT)
JUDGE

August 27, 2015.
dinesh

(JASPAL SINGH)
JUDGE