

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.25824 of 2015

Date of Decision:-10.12.2015.

Gram Panchayat Sansown Kalan

.....Petitioner

Versus

State of Punjab and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE SURYA KANT
HON'BLE MR. JUSTICE P.B. BAJANTHRI**

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?

Present: Mr. Sukhjinder Singh, Advocate for the petitioner.

SURYA KANT, J. (ORAL)

1.) Notice of motion to respondent Nos.1 to 4. Mr. Rajesh Bhardwaj, Additional A.G. Punjab accepts notice on their behalf. Let four copies of the writ petition be supplied to Mr. Bhardwaj during the course of the day failing which the writ petition shall stand dismissed for non-prosecution. Since no order prejudicial to the interest of respondent No.5 is being passed, it is not necessary to call upon the said respondent at this stage.

2.) The petitioner is Gram Panchayat of village Sansown Kalan, Tehsil Samrala, District Ludhiana. It has filed the objections dated 21.10.2015 in the mutation proceedings initiated by respondent

No.5 on the basis of a sale deed dated 8.12.1977. As it appears from the averments, the controversy is whether the suit land is *Shamlat deh* and vests in Gram Panchayat or it being the land of Rehabilitation Department was rightly allotted to one Amar Chand from whom respondent No.5 has purchased the same.

3.) Since the aforesaid issue would be gone into by the Competent Authority in appropriate proceedings, we do not express any view on its merits and dispose of the instant writ petition with a direction to respondent Nos.2 to 4 to consider the objections, if any, filed by the Gram Panchayat and decide the same, in accordance with law, while deciding the mutation proceedings initiated by respondent No.5.

**(SURYA KANT)
JUDGE**

**(P.B. BAJANTHRI)
JUDGE**

December 10, 2015.

sandeep sethi