

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

CWP No.26230 of 2015
Date of decision:17.12.2015

Surmukh Singh ...Petitioner

Versus

State of Punjab and others ...Respondents

CORAM: Hon'ble Mr. Justice Rakesh Kumar Jain

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

Rakesh Kumar Jain, J. (Oral)

This petition is filed against the order passed by the Collector under Section 5A of the Public Premises (Eviction of Unauthorized Occupants) Act, 1971.

Admittedly, the petitioner has already filed the statutory appeal before the Divisional Commissioner, which is now pending for 18.12.2015.

The petitioner is aggrieved that on the one hand, the Divisional Commissioner has not decided his application for stay and on the other hand, the respondents have filed the execution application for possession.

After hearing learned counsel for the petitioner and keeping in view the facts and circumstances, as narrated by him, the present petition is hereby disposed with a direction to the Divisional Commissioner, who is seized of the appeal filed by the petitioner, to decide at least the stay application on 18.12.2015.

A copy of this order be given to the counsel for the petitioner under signatures of the Special Secretary attached to this Court.

December 17, 2015
vinod*

(Rakesh Kumar Jain)
Judge