

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.26293 of 2015
Date of Decision:-17.12.2015.

Santokh Singh

.....Petitioner

Versus

State of Haryana 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. Jagdev Singh, Advocate for the petitioner.

SURYA KANT, J. (ORAL)

- 1.) Notice of motion to respondent Nos.1 to 3 only.
- 2.) On our asking, Ms. Kirti Singh, learned Deputy Advocate General, Haryana accepts notice on their behalf. Let two copies of the writ petition be supplied to the learned State counsel during the course of the day failing which this order shall be automatically recalled and the writ petition shall be deemed to have been dismissed for non-prosecution.
- 3.) Since no order prejudicial to the interests of respondent No.4 is being passed, no reply is required from that respondent.
- 4.) The petitioner is a resident of Village Gaggarpur, Tehsil Guhla, District Kaithal. He has sought a mandamus to direct the District Administration and the Gram Panchayat of his village to put the *Shamlat*

land of his village on annual lease through open auction in accordance with the provisions of the Punjab Village Common Lands (Regulation) Act, 1961 as applicable to the State of Haryana and the Rules framed thereunder.

5.) From the averments made in the writ petition, it appears that there is a big chunk of land owned by the Gram Panchayat but the same has not been put to auction on annual lease basis thereby depriving the Gram Panchayat from substantial income as well as the landless persons from the source of livelihood. Since the above stated issue has been raised by the petitioner vide a representation dated 20.5.2015 addressed to various Authorities of the District Administration, it is not necessary for us to express any views on merits. Suffice it would be to dispose of this writ petition with a direction to (i) Deputy Commissioner, Kaithal, (ii) District Development and Panchayat Officer, Kaithal and (iii) Block Development and Panchayat Officer, Guhla to consider the above mentioned claim raised by the petitioner and take an appropriate action in accordance with law within a period of two months from the date of receipt of certified copy of this order.

6.) A copy of this order be given to Ms. Kirti Singh, learned Deputy Advocate General, Haryana for information and necessary compliance.

(SURYA KANT)
JUDGE

(P.B. BAJANTHRI)
JUDGE

December 17, 2015.

sandeep sethi