

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.27371 of 2015

Date of Decision:-24.12.2015.

Balwinder Pal

.....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. B.S. Bali, Advocate for the petitioner.

SURYA KANT, J. (ORAL)

- 1.) Notice of motion to respondent Nos.1 to 5 only at this stage.
- 2.) Mr. K.K. Gupta, learned Additional Advocate General, Punjab accepts notice on their behalf. Let four copies of the writ petition be supplied to the 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.) The petitioner is said to have made a complaint dated 10.8.2015 against the allotment of plots made in favour of the private

respondents in terms of the Government policy dated 14.8.2008. It is alleged that since the private respondents were found to be encroachers over the Gram Panchayat land and eviction orders were passed against them, they have lost eligibility in terms of the above stated Government policy. The allotments are said to have been made overlooking this aspect of the matter.

4.) Since the allegations levelled by the petitioner are seriously disputed questions of facts, we do not express any views and deem it appropriate to dispose of this writ petition with a direction to respondent Nos.3 to 5 to ascertain the correct facts and take appropriate steps as may be required, in accordance with law, within a period of three months. However, no order prejudicial to the interest of private respondents shall be passed without giving them opportunity of being heard.

(SURYA KANT)
JUDGE

(P.B. BAJANTHRI)
JUDGE

December 24, 2015.

sandeep sethi