

Civil Writ Petition No.8430 of 2014
Date of Decision: *September 14, 2015*

Manga Singh & others

..... PETITIONER(S)

VERSUS

State of Punjab & others

..... RESPONDENT(S)

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

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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?

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PRESENT: - Mr. G.S. Bhatia, Advocate, for the petitioners.

Mr. Rajesh Bhardwaj, Additional Advocate
General, Punjab.

Mr. V.K. Sandhir, Advocate, for respondent
No.4.

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Surya Kant, J (Oral)

1. This petition is directed against order dated

18.3.2013 (P-19) whereby the eviction application filed by the

Gram Panchayat under Section 7 of the Punjab Village

Common Lands (Regulation) Act, 1961 (for short, 'Act') has

been allowed and the petitioners have been ordered to be

evicted from the land in dispute measuring 2 kanal 6 marla situated in village Ghaggar Sarai, Tehsil Rajpura, District Patiala.

2. After arguing the case for some time and having realized that effective remedy for the petitioners would be to file a suit for declaration under Section 11 of the Act, learned counsel for the petitioners seeks to withdraw this petition, without prejudice or effecting rights of the petitioners to file a declaratory petition under Section 11 of the Act.

3. Ordered accordingly.

4. It is further directed that in case petitioners file such a declaratory petition, the parties shall maintain status-quo re: possession till 31.12.2015 and if such proceedings go beyond that date, petitioners shall be at liberty to make out a case for extension of ad-interim injunction from the court of Collector.

5. Disposed of.

(Surya Kant)
Judge

(Jaspal Singh)
Judge

September 14, 2015
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