

CWP No. 7372 of 2015

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

CWP No. 7372 of 2015

Date of decision: 28.04.2015

Rattan Singh through his LRs

..... Petitioners

Versus

Director Rural Development and Panchayat-cum-Commissioner, Punjab and others.

..... Respondents

**CORAM : HON'BLE MR.JUSTICE RAJIVE BHALLA
HON'BLE MR. JUSTICE AMOL RATTAN SINGH**

Present:- Mr. Kanwaljet Singh, Sr. Advocate,
with Ms. Gurdeep Kumar, Advocate
for the petitioners.

Dr. Puneet Kaur Sekhon, Advocate
for the caveator-respondent No. 3.

RAJIVE BHALLA, J (ORAL).

The petitioners pray for issuance of a writ of certiorari, quashing orders dated 30.07.2014 and 22.03.2015, passed by the Collector-cum-District Development Panchayat Officer, Amritsar and the Director, Rural Development and Panchayats, Punjab-Cum Commissioner Punjab, Mohali.

Counsel for the Gram Panchayat states that the Gram Panchayat has taken possession of the land in dispute.

After perusing documents provided by counsel for the

Gram Panchayat, counsel for petitioner fairly concedes that possession has been taken by the Gram Panchayat, thereby rendering the present writ petition infructuous.

Counsel for the petitioner, however, prays that the Gram Panchayat may be directed to waive the penalty imposed by the Collector, as affirmed by the Commissioner.

Counsel for the Gram Panchayat states that in view of the fact that the Gram Panchayat has taken possession and is going to lease out the land, the question of penalty shall be considered sympathetically, by the Gram Panchayat,

In view of what has been recorded hereinabove, the impugned orders are affirmed and the writ petition is disposed of as infructuous but with a direction to the Gram Panchayat to consider the waiver of penalty sympathetically.

(RAJIVE BHALLA)
JUDGE

(AMOL RATTAN SINGH)
JUDGE

28.04.2015
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