

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

CWP No.869 of 2015

Date of Decision: 27.05.2015

Manjit Kaur

.....Petitioner

Versus

Director Rural Development and Panchayats Department,
Punjab & others

....Respondents

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

Present: Mr. M.L.Saini, Advocate
for the petitioner.

Mr. Rajender Goyal, Addl. A.G., Punjab.

Mr. Umesh Kumar Kanwar, Advocate for
Mr. Sukhjinder Singh, Advocate
for respondent No.3.

RAJIVE BHALLA, J (ORAL)

The petitioner challenges order dated 03.04.2013
(Annexure P-5) passed by respondent No.2-Collector
(Panchayat land), DDPO, Patiala and order dated 07.08.2014
(Annexure P-6) passed by respondent No.1-Director Rural
Development and Panchayats Department, Punjab, ordering
her eviction.

Notice was issued on 19.01.2015 limited to the
plea whether the Gram Panchayat is ready to sell the land to
the petitioner.

Counsel for the Gram Panchayat states that the

Gram Panchayat shall consider selling the land to the petitioner in accordance with the Punjab Village Common Lands (Regulation) Act, 1961 and the Rules framed thereunder.

Counsel for the petitioner states that in view of the statement made by the counsel for the Gram Panchayat, the present petition may be disposed of with a time bound direction to the Gram Panchayat to consider the purchase of the land in dispute by the petitioner.

In view of the statements made by counsel for the parties, the impugned orders are affirmed. The writ petition is, however, disposed of by directing the Gram Panchayat to consider, in accordance with law, whether the land in dispute can be sold to the petitioner but while doing so consider whether the land causes any hindrance to any public passage, street or other common purpose for which it may have been reserved. Needful be done within a period of two months. The eviction of the petitioner from the land in dispute shall remain stayed for a period of two months. This order shall not be construed as a direction to the Gram Panchayat to sell its land to the petitioner.

[RAJIVE BHALLA]
JUDGE

27.05.2015
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[AMOL RATTAN SINGH]
JUDGE