

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RA-CW-197-2015 in CWP-22500-2014

Date of Decision: 08.05.2015

Raj Pal

...Petitioner

VS.

Collector Kurukshetra & Ors.

... Respondents

**Coram : Hon'ble Mr.Justice Surya Kant
Hon'ble Mr.Justice Shekher Dhawan**

Present: Mr. Pritam Saini, Advocate for applicant/respondent No.3

SURYA KANT J. (Oral)

This application has been moved by Gram Panchayat of village Lohar Majra, Tehsil Pehowa, District Kurukshetra seeking modification/review of the order dated 04.11.2014. Vide that order, we had directed that since there is a Civil Court decree in favour of the writ-petitioner to the effect that he shall not be dispossessed except in due course of law, the Collector, Kurukshetra and BDPO Thanesar would look into the matter and ensure that the Civil Court decree is not violated.

(2) The Gram Panchayat has now averred that the Civil Court decree was passed *ex parte* and an application to set aside the same has been filed by it. On this premise, modification of the order is sought.

(3) In our considered view, once the application has been filed by the Gram Panchayat, it is imperative upon the Civil Court to decide that application expeditiously and in accordance with law uninfluenced of the order dated 04.11.2014 passed by this Court.

(4) With this clarification and direction, the application stands disposed of.

**(Surya Kant)
Judge**

**(Shekher Dhawan)
Judge**

08.05.2015
vishal shonkar