

Sr. No.204

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

COCF No. 619 of 2016

Date of decision:3.08.2016

Gram Panchayat Balhar Binju

.....Petitioner

versus

Basant Garg and others

.....Respondents

Coram: Hon'ble Mr.Justice Rakesh Kumar Jain

Present: Mr. Rajinder Kumar Singla, Advocate
for the petitioner.

Mr. Anant Kataria, DAG, Punjab.

Mr. D.S.Gandhi, Advocate
for respondents No. 5 to 9.

Rakesh Kumar Jain, J.(Oral)

Pursuant to Order dated 21.07.2016, Basant Garg, Deputy Commissioner, Bathinda is present in Court. He has filed his affidavit dated 2.08.2016 along with an affidavit dated 30.07.2016 of Satnam Singh son of Ajmer Singh, Sarpanch, Gram Pachayat, Village Balahar Binju, Tehsil & District Bathinda.

It is mentioned in the said affidavit of Satnam Singh that the order dated 24.03.2016 has been complied with in letter and spirit and now nothing remains to be done at the spot. It is also mentioned therein that The Guru Granth Sahib which was enlightened in the Community Hall/property in dispute has already been shifted. The possession of the property in question has been taken by the Gram Panchayat.

Counsel for the petitioner, however, submits that though The Guru Granth Sahib has been shifted from the Community Hall but Nishan Sahib is still there in the property in question. This submission of the

petitioner has been refuted by the Deputy Commissioner stating that there is an old Gurudwara adjacent to the Community Hall/property in dispute in which the said Nishan Sahib is installed.

There is no reason with the Court to disbelieve the statement made by the Deputy Commissioner and hence, in view of the affidavit filed by Satnam Singh, Sarpanch, Gram Pachayat, Village Balahar Binju, Tehsil & District Bathinda the present petition is disposed of.

3rd August, 2016

Shivani Kaushik

**[Rakesh Kumar Jain]
Judge**

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No