

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Civil Writ Petition No. 12393 of 2016

Date of Decision:-10.06.2016.

Hukam Singh and anotherPetitioner(s)

Versus

State of Haryana and othersRespondent(s)

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE HARI PAL VERMA.

1. Whether reporters of local newspapers may be allowed to see judgment?
2. To be referred to reporters or not?
3. Whether the judgment should be reported in the Digest?

Present:- Mr.V.B. Aggarwal, Advocate for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of the learned counsel for the petitioners that the petitioners have submitted a representation dated 01.04.2016 (Annexure P-5) filed under Section 5B(2) of the Punjab Village Common Lands (Regulation), Act, 1961, but no action thereon has been taken. He further contends that in the similar circumstances, this Court in CWP No. 26815 of 2015 titled as "Om Parkash and another Vs. State of Haryana and others", decided on 22.12.2015 (Annexure P-9) had directed the Principal Secretary to the Government of Haryana as well as the Deputy Commissioner of the concerned district to consider and take an appropriate

decision on such a petition having been filed by passing a speaking order in accordance with law preferably within a period of four months from the date of receipt of a certified copy of the order. He also contends that at this stage, the petitioners would be satisfied in case the similar directions are issued to the authority concerned.

Notice of motion to respondents No. 1 to 4 only.

On the asking of the Court, Ms.Tanisha Peshawaria, DAG, Haryana, who is present in Court, accepts notice on behalf of these respondents.

Counsel for the petitioners undertakes to supply three copies of the writ petition to the counsel for the State under proper receipt during the course of the day.

Keeping in view the order passed by this Court in *CWP No. 26815 of 2015(Annexure P-9)*, the present petition is disposed of with a direction to respondent No.1-Principal Secretary, Department of Development and Panchayats, Haryana Civil Secretariat, Sector-17, Chandigarh and also to respondent No.2-Deputy Commissioner, Kurukshetra, to consider and take an appropriate decision on the representation dated 01.04.2016 (Annexure P-5), as preferred by the petitioners in accordance with law preferably within a period of four months from the date of receipt of a certified copy of this order.

It is further directed that utilization plan in terms of the order and judgment of this Court passed in *CWP No.13652 of 2009 titled as "Baljinder Singh and other Vs. The State of Haryana and others"*, decided

on 07.07.2011(Annexure P-2) be prepared by the Gram Panchayat with prior approval of the Deputy Commissioner, Kurukshetra. The State shall take appropriate steps in accordance with the abovesaid order.

**(AUGUSTINE GEORGE MASIH)
JUDGE**

**(HARI PAL VERMA)
JUDGE**

June 10, 2016

'Anjal '