

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

CWP No.14384 of 2016

Date of Decision : 25.07.2016

Mahabir and others

....Petitioners

Versus

The State of Haryana and others

....Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE DR.SHEKHER DHAWAN

....

1. Whether Reporters of Local Newspapers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

...

Present: Mr. Shalender Mohan, Advocate
for the petitioners.

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MAHESH GROVER, J.

The petitioners pray for issuance of a writ in the nature of mandamus directing respondent No.1 to take a decision in terms of the resolution of the Gram Panchayat in their favour with reference to Rule 12(4) of Punjab Village Common Lands (Regulation) Rules, 1964.

It is stated that they are in possession of certain area belonging to the Gram Panchayat upon which they have constructed their houses. Even though resolution has been passed

by the Gram Panchayat and the appropriate authority apprised of the same as also the plea of the petitioners to purchase this land on payment of market value, a decision has not been taken by respondent No.1, and on the other hand, respondent No.3 is bent upon demolishing the houses to retrieve the possession of the Gram Panchayat land.

After hearing the learned counsel for the petitioners, we would, without commenting on the merits of the case, deem it appropriate to direct respondent No.1 to take a decision on the claim of the petitioners positively within a period of one week from the date of receipt of certified copy of the order considering the apprehension of the petitioners regarding demolition of their houses.

For the aforesaid, we would bind the said authority to this positive mandate which shall not be left to dilution under any circumstances.

Copy of the order be given Dasti to the learned counsel for the petitioners under the signatures of the Court Secretary.

Petition stands disposed of.

(MAHESH GROVER)
JUDGE

25.07.2016
dss

(SHEKHER DHAWAN)
JUDGE