

CWP no. 21433 of 2016 (O&M)

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

CWP no. 21433 of 2016 (O&M)

Date of Decision : 28.11.2016

Yogesh

....Petitioner(s)

Versus

State of Haryana and others

...Respondent(s)

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

Present : Mr.B.S.Tewatia, Advocate for the petitioner

MAHESH GROVER, J.

CM no. 15035 CWP of 2016

Allowed as prayed for, subject to all just exceptions. Persons mentioned in para 2 of the application are permitted to be impleaded as party respondents to the writ petition. Amended memo of parties is taken on record.

Main case

Notice of motion to respondent Nos.1 & 2 only at this stage.

On our asking, Ms.Kirti Singh, learned Deputy Advocate General, Haryana, accepts notice on their behalf.

Let two copies of the writ petition be supplied to the State counsel during the course of day failing which this order shall be automatically recalled and the writ petition shall be deemed to have been dismissed for non-prosecution.

In view of the nature of order which we propose to pass, it is

not necessary to seek any counter-reply from respondent Nos.1 & 2 or to serve respondent No.3 at this stage as no order prejudicial to their interest is being passed.

The petitioner seeks a restrain order against the Gram Panchayat of his village Sujwari, Tehsil and District Palwal from changing the nature of land reserved for the common purpose of Charand.

Having heard learned counsel for the parties and considering the nature of relief sought, we dispose of this writ petition without expressing any views on merits, with a direction to the Principal Secretary to the Government of Haryana, Department of Panchayats as well as the Deputy Commissioner, Palwal, to consider and take an appropriate decision on the representation said to have been submitted by the petitioner by passing a speaking order after hearing all concerned in accordance with law preferably within a period of four months from the date of receiving a certified copy of this order.

It is further directed that till the utilization plan in terms of the above-cited decision is prepared by the Gram Panchayat with prior approval of the Deputy Commissioner, status-quo re: change of common purpose of the land shall be maintained.

Ordered accordingly.

Dasti.

(Mahesh Grover)
Judge

(Shekher Dhawan)
Judge

28.11.2016

rekha

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No