

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CWP No. 26839 of 2016

Date of decision : December 22, 2016

Brahmanand

..... **Petitioner**

Versus

State of Haryana and others

..... **Respondents**

**CORAM: HON'BLE MR. JUSTICE T.P.S.MANN
HON'BLE MR. JUSTICE H.S.MADAAN**

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

T.P.S.Mann, J (oral).

Notice of motion to respondent Nos. 1 and 2 for the time being.

On the asking of the Court Ms. Kirti Singh, DAG., Haryana accepts notice on their behalf. Learned counsel for the petitioner shall supply two copies of the writ petition to the learned State counsel during the course of the day, failing which this order shall be automatically recalled and the writ petition deemed to have been dismissed for non-prosecution.

In view of the nature of order proposed to be passed by this Court, it is not necessary to seek any counter reply from respondent Nos. 1 and 2 or to serve respondent Nos. 3 to 5 at this stage as no order prejudicial to their interest is being passed.

The petitioner seeks restraint order against the Gram Panchayat of his village Mandkol, Tehsil & 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 intend to dispose of this writ petition without expressing any view on merits but with a direction to the Principal Secretary to the Government of Haryana, Department of Development and Panchayats as well as Deputy Commissioner, Palwal to consider and take an appropriate decision on the representations (Annexures P-6 and P-7), 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 receipt of certified copy of the order.

Further, it is 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 can be maintained.

Ordered accordingly.

(T.P.S.MANN)
JUDGE

(H.S.MADAAN)
JUDGE

December 22 , 2016
archana

Whether speaking/reasoned	Yes
Whether Reportable	No