

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.14933 of 2017.

Date of Decision: July 13, 2017

Rohtash and others

.....Petitioners

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.Ashish Pannu, Advocate, for the petitiones.

-. -

Surya Kant, J. (Oral)

The petitioners are residents of village Sirsad, Tehsil Gohana, District Sonapat. They are admittedly in unauthorized possession of the Gram Panchayat land on which they are said to have constructed their houses more than 25 years back. The land which is in possession of the petitioners is stated to be less than 200 square yards. The land is situated between *Lal Dora* and *Firni* of the village. It is averred that on petitioners' request, the Gram Panchayat of their village passed a resolution (P-4) to sell the subject land to them in accordance with Rule 12(iv) of the Punjab Village Common Lands (Regulation) Rules, 1964, as applicable to the State of Haryana. It appears that the resolution alongwith petitioners' request is pending consideration of the Deputy Commissioner, Sonapat. As the petitioners have not heard any outcome from the last more than one year, the instant writ petition has been filed.

Having heard learned counsel for the petitioners and considering the averments made in the writ petition and the stand taken by

the petitioners that their case squarely falls within the ambit of Section 12 (iv) of the 1964 Rules, the instant writ petition is disposed of with a direction to the Deputy Commissioner, Sonapat to decide the petitioner's above-mentioned claim keeping in view the conditions prescribed in Rule 12(iv) of the 1964 Rules (ibid) read with the judgment of this Court dated 06.08.2015 rendered in CWP No.10697 of 2014 (Ram Chander alias Chander vs. State of Haryana and others). It shall be appreciated if final decision be taken in the matter within a period of three months from the date of receiving a certified copy of this order.

[SURYA KANT]
JUDGE

July 13, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No