

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.15917 of 2017 (O&M)

Date of Decision: 21.07.2017

Gian Singh

... Petitioner

VS.

State of Punjab & Ors.

... Respondents

**CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR.JUSTICE SUDHIR MITTAL**

Present: Mr. Vivek K Thakur, Advocate for the petitioner

SURYA KANT, J. (Oral)

(1) The petitioner claims that the Gram Panchayat land comprising Khewat/Khata No.540, Khasra No.15//14//3-2, 15//17, min 3-0, 15//18//3-2, 15//21 min 1-0, 15//22//4-10, 15//23 min 7-8, 30//2 min/1-0,30//3 min/1-0 situated in village Alludhipur, Tehsil and District, Kapurthala has been leased out to respondent No.7 without conducting any public auction. It is further averred that the petitioner was a lessee on the land in the previous year and he is willing to pay 25% more than what respondent No.7 is said to have deposited. The question whether the land has been leased out this year after conducting fair and transparent auction or not is a question of fact which can be effectively determined by the official respondents.

(2) The writ petition is disposed of with a direction to DDPO Kapurthala to hold a fact finding enquiry and decide the petitioner's above-mentioned claim within two weeks from the date of receipt of certified copy of this order.

(3) Ordered accordingly.

**(Surya Kant)
Judge**

21.07.2017

vishal shonkar

**(Sudhir Mittal)
Judge**

1. Whether speaking/reasoned?
2. Whether reportable?

**Yes
No**