

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.19194 of 2017.
Date of Decision: August 25, 2017

Gurmail SinghPetitioner
versus
State of Punjab and others ...Respondents

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

Present: Mr.A.P.Kaushal, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The eviction order under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 was passed against the petitioner on 29.11.2013. He has now chosen to file an appeal against that order in August, 2017 and soon thereafter filed the present petition seeking a direction to the Appellate Authority to decide the appeal in accordance with law.

While we do not express any views on the question of limitation in filing the appeal, the instant writ petition is disposed of with a direction to the Joint Development Commissioner (IRD)-cum-Appellate Authority to take a decision on the application for condonation of delay, if any, and the stay application filed by the petitioner, within one month from the date of receiving a certified copy of this order. In case the delay is condoned, the Appellate Authority is directed to decide the main appeal within four months thereafter.

Till the Appellate Authority takes a decision on the stay application, *status-quo* re: possession shall be maintained.

**[SURYA KANT]
JUDGE**

August 25, 2017
mohinder

**[SUDHIR MITTAL]
JUDGE**

**Whether speaking/reasoned
Whether Reportable**

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**Yes/No
Yes/No**