

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.19751 of 2017.

Date of Decision: September 01, 2017

Daljit Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.Vinod Bhardwaj, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner is in possession of a small piece of land measuring 239 square yard comprising killa No.54, khewat No.156, khatoni No.188 in the revenue estate of village Manak Majra, Tehsil and District SAS Nagar Mohali. It appears that the Gram Panchayat claims the said piece of land to be vested in it. The petitioner has filed the instant writ petition seeking a direction that since he is in possession of the plot in question from the time of his fore-fathers, he may be permitted to purchase the same on payment of its market price to the Gram Panchayat.

Suffice to observe that though there is a provision under the Rules to enable an unauthorized occupant to purchase the Gram Panchayat land but it is possible only when the Gram Panchayat passes a resolution to that effect and get it approved from the Competent Authority. Since the petitioner has raised such a claim vide legal notice dated 04.08.2017 (P-3), we dispose of this writ petition without expressing any views on merits, with a direction to the DDPO, SAS Nagar Mohali to ascertain from the Gram Panchayat whether or not it is willing to sell the said plot to the

petitioner and if so, on what market price. If any such resolution is passed by the Gram Panchayat, the same be processed in accordance with law, within a period of three months from the date of receiving a certified copy of this order.

Till such time, *status-quo* re: possession and/or further construction at the site be maintained.

[SURYA KANT]
JUDGE

September 01, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

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