

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

1) CWP No.12597 of 2018

Raghubir Singh and others

....Petitioners

Versus

State of Punjab and others

....Respondents

2) CWP No.12598 of 2018

Karnail Singh

....Petitioner

Versus

State of Punjab and others

....Respondents

Date of Decision : 18.05.2018

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE RAJBIR SEHRAWAT

Present: Mr.Anmol Rattan Sidhu, Sr. Advocate with
Mr.Mahir Sood, Advocate
for the petitioner(s) in both the petitions.

MAHESH GROVER, J. (Oral)

Prays that auction be stayed till the time the appeals are decided.

We notice from the record that proceedings under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 went undecided. The petitioners even did not appear before the authorities despite opportunity afforded to them and no evidence was led. In this eventuality, it seems that stalling of the auction on account of the fact that the appeals are pending, apparently is a delaying tactics. Since appeal is a statutory right, we direct the Appellate Authority to decide the appeals within a period of two weeks from the date of appearance

i.e. 29.05.2018. The petitioners shall appear before the Appellate Authority on 29.05.2018 as also the Gram Panchayat to whom the office is directed to furnish the copy of the order. It shall also be the duty of the petitioners to serve this order upon the Gram Panchayat through registered cover and inform them of the date of hearing.

Since the order has been passed in the presence of learned counsel for the petitioners, we make it clear that any attempt made to delay the communication of the date of appearance to the Gram Panchayat or any other contesting party would not be taken a ground by the Appellate Authority to delay the proceedings.

Learned counsel for the petitioners undertakes to communicate the date of hearing to the petitioners as also the content of the order through a telephonic message as also text messaging services.

Till the time the appeals are decided, the auction proceedings shall be kept in abeyance.

Petitions stand disposed of.

(MAHESH GROVER)
JUDGE

18.05.2018
dss

(RAJBIR SEHRAWAT)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No