

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

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Civil Writ Petition No.18539 of 2018
Date of Decision: July 30th, 2018

Harbhajan Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Vipin Mahajan, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

It is the contention of learned counsel for the petitioners, with reference to the order dated 20.12.2004 (Annexure P-9) passed by the Tehsildar, Revenue-cum-Sales, Dera Baba Nanak, wherein the petitioners were called upon to deposit an amount of ₹5,73,727/- which was deposited by the petitioners on 22.12.2004 (Annexure P-10) within the time stipulated i.e. two months from the date of the order dated 20.12.2004. The claim of the petitioners was disputed by the Panchayat Samiti, Dera Baba Nanak, Tehsil Batala, which forced the petitioners to file a civil suit for permanent injunction restraining the defendant from interfering in the possession of the plaintiff, which was decided in favour of the petitioners vide judgment dated 01.03.1999 (Annexure P-11), wherein the injunction as prayed for, was granted by the Court. Another petition under Sections 5 and 7 of the Punjab Public Premises and Land (Eviction and Rent Recovery) Act, 1973 preferred by the Panchayat Samiti, Dera Baba Nanak, District Gurdaspur, was dismissed which has attained finality in favour of the petitioner. Despite this, petitioners have not been granted the relief which they were entitled to with regard to the transferring the land in the name of the petitioners for which petitioners have served a legal notice dated 30.05.2017 (Annexure P-17) upon the respondents, which till date has not

been responded to.

2. Counsel for the petitioners states that the petitioners, at this stage, would be satisfied if a direction is issued to the respondents to consider and decide the legal notice dated 30.05.2017 (Annexure P-17) within some specified time.

3. Without going into the merits of the case or commenting thereon, the present petition is disposed of with directions to the respondents to consider the legal notice dated 30.05.2017 (Annexure P-17) of the petitioners within a period of six months from the date of receipt of certified copy of this order.

4. Decision so taken be conveyed to the petitioners forthwith.

July 30th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No