

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.12147 of 2019

Date of Decision:-10.05.2019

Prabhanti & Ors.

.....Petitioners.

Versus

Financial Commissioner Revenue, Haryana & Ors.

.....Respondents.

**CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH
HON'BLE MR. JUSTICE ARUN KUMAR TYAGI**

Present:- Mr. S.S. Mor, Advocate for the Petitioners.

JASWANT SINGH, J.(ORAL)

Petitioners are family members of one Ghisa son of Munshi, residents of village Garh Mirakpur, Tehsil and District Sonapat. They had been ordered to be evicted from a land measuring 32 Kanals in the eviction proceedings under Section 7 of The Punjab Village Common Lands Act, 1961 (herein after referred to as the '1961 Act'). Their appeal was also dismissed affirming the findings in the eviction proceedings.

Petitioners filed a title suit before the Collector, Sonapat under Section 13 A of the 1961 Act on 28.09.2006 and the same was dismissed vide order dated 19.03.2015 (P-1). The appeal filed by the petitioners was also dismissed vide order dated 26.10.2018 (P-2) passed by Commissioner, Rohtak Division. Thereafter the petitioners have filed their statutory revision under the 1961 Act before the Government, which is stated to be

pending.

The grievance is that the Gram Panchayat is seeking to enforce the warrants of possession pursuant to the eviction decrees without awaiting for the decision of the statutory maintainable revision, now pending for 10.07.2019. Hence prayer is for issuance of Mandamus to the Revisional Authority to either decide the stay application or the revision itself at the earliest.

On the previous date Mr. Rajiv K. Doon, Assistant Advocate General, Haryana was directed to seek instructions regarding time required for deciding the pending revision.

At the time of resumed hearing, learned State Counsel submits that the pending revision would be decided within four weeks from today.

In view of the aforesaid, the present writ petition is **disposed of** with direction that till the decision of the revision, status quo regarding possession shall be maintained.

(JASWANT SINGH)
JUDGE

(ARUN KUMAR TYAGI)
JUDGE

May 10, 2019
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>