

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

CWP 13938/2019

Date of decision:30.05.2019.

Jasbir Singh and another

.....Petitioners

v.

State of Haryana and others

.....Respondents

**Coram: Hon'ble Mr.Justice Jaswant Singh
 Hon'ble Mr.Justice Arun Kumar Tyagi**

Present:- Mr.Rajesh Malik,Advocate for
 Mr.Sandeep Singh,Advocate for the petitioner

Jaswant Singh,J,(Oral).

Petitioners are seeking a writ of mandamus directing the respondent no.2 to decide the revision petition dated 28.3.2019 (Annexure P-5) and the application dated 23.4.2019 (P-6) seeking stay of operation of the impugned order, in the time bound manner.

Kuldip Singh and others filed a suit under Section 7(2) of the Punjab Village Common Lands (Regulation)Act,1961 against Jasbir Singh, Rattan Singh,predecessors-in-interest of the petitioners and five others alleging encroachment upon *Gair Mumkin Johar* by them. After hearing both sides, the learned ACIG,Karnal ordered the removal of the illegal possession of the respondents (petitioners herein) in the said suit vide order dated 31.5.2017(P-1). Aggrieved against the same Jasbir Singh and Rattan Singh filed appeal before Collector-cum-Deputy Commissioner,Karnal. The said appeal was

dismissed by Collector,Karnal vide order dated 22.11.2017(P-2). The revision petition filed against said order was also dismissed vide order dated 7.12.2018(P-3). It is thereafter that Jasbir Singh and others filed ROR No.366/2019 before Financial Commissioner,Haryana, Chandigarh, the disposal of which alongwith stay application is sought in a time bound manner.

After arguing for sometime and having failed to convince the Court, regarding maintainability of a second revision, learned counsel seeks permission to withdraw the petition.

Dismissed as withdrawn.

(Jaswant Singh)
Judge

30.05.2019.
joshi

(Arun Kumar Tyagi)
Judge

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No