

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-19890-2019 (O&M)
Date of Decision: 29.08.2019

Gram Panchayat Baran Block, Tehsil and District Patiala

. Petitioner

Vs.

State of Punjab and others

. Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN
HON'BLE MR.JUSTICE ARUN KUMAR TYAGI

Present: - Mr.JPS Sidhu, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

This petition is filed by the Gram Panchayat. It is submitted that the consolidation took place in the village on 30.10.1963. However, the private respondents No.8 to 11 filed a petition under Section 42 of the East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948 [for short 'the Act'] before the Director Consolidation, who vide his order dated 13.5.2015 remanded the case back to the District Revenue Officer, Patiala. The DRO, Patiala vide his order dated 16.3.2019 ordered that the land measuring 15 bigha of the Gram Panchayat be used for the purpose of making good the deficiency of 2 bigha 6 biswa of the private respondents No.8 to 11. The said order of the DRO, Patiala dated 16.03.2019 was set aside by the Settlement Officer on 10.8.2016 and the order dated 10.8.2016 was set aside on 28.3.2017, which was further set aside vide order dated 27.2.2019 and respondent No.6 was directed to decide the case in terms of the order dated 13.5.2015. The petitioner is basically aggrieved against the order dated 13.5.2015 but it has not challenged the

order dated 27.2.2019 by which order dated 13.5.2015 has been ordered to be implemented.

Faced with this observation, learned counsel for the petitioner prays for withdrawal of the petition to file it again in order to challenge the other orders also which are affecting the rights of the petitioner.

Dismissed as withdrawn.

Liberty granted.

(RAKESH KUMAR JAIN)
JUDGE

29.08.2019
Vivek

(ARUN KUMAR TYAGI)
JUDGE

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