

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

**CWP-25059-2019(O&M)
Date of decision-10.09.2019**

Gram Panchayat, Nanhari

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. S.S. Dinarpur, Advocate
for the petitioner(s).

Mr. Vikrant Pamboo, D.A.G., Haryana assisted by
Mr. Brham Parkash, SEPO.

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of mandamus directing the respondent Nos.1 to 4 to restrain respondent No.5 along with his family members, from cutting and removing the trees standing on the Panchayat land.

On 09.09.2019, the State was directed to have necessary instructions in the matter.

Learned State counsel on instructions states that the present petitioner is allowed to sell the trees, only to the extent of the trees indicated by the petitioner which are mature and needs to be sold. However, he states that with regard to the utilization of the amount received from the sale proceeds, is to be kept open as the identical issues pertaining to a number of

village, are pending before learned Deputy Commissioner, though it is controverted by learned counsel for the petitioner.

However, in view of the admitted position, it is directed that the selling of trees may commence, however, amount received from the sale be kept in a fixed deposit and be utilized as per orders of the Deputy Commissioner.

In view of the above, without adverting to the merits of the case, the present petition is disposed of. However, aggrieved party shall have right to take appropriate legal course in accordance with law.

10.09.2019*ps-I***(JITENDRA CHAUHAN)
JUDGE**

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No