

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

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**C.W.P No. 35969 of 2019
Date of decision: 11.12.2019**

Joginder Singh & Ors.

... Petitioners

Vs.

State of Punjab & Ors.

... Respondents

**CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN
HON'BLE MRS. JUSTICE ALKA SARIN**

Present:- Mr. M.L. Saggar, Senior Advocate, with
Mr. Aarman Saggar, Advocate, for the petitioners.

RAKESH KUMAR JAIN, J.

Learned counsel for the petitioners, *inter alia*, contends that petitioners have filed an appeal against the order of ejectment dated 20.11.2019 before the Joint Commissioner along with an application for stay, which is now fixed for 18.12.2019, in which a prayer is made to issue a direction to the said Appellate Authority to decide at least the application for stay on the date already fixed.

Notice of motion.

On the asking of the Court, Mr. Amit Mehta, Sr. DAG, Punjab, accepts notice on behalf of respondents No. 1 to 3 and Mr. Nakul Sharma, Advocate, accepts notice on behalf of respondent No.4 – Gram Panchayat as he has already appeared in the connected **C.W.P No. 33127 of 2019** on behalf of the Gram Panchayat.

After hearing learned counsel for the parties and keeping in

view of the facts and circumstances of the case, the writ petition is hereby allowed

and a direction is issued to respondent No.2 (Appellate Authority) to decide the application for stay at least, which is already fixed for 18.12.2019. In case it is not possible to decide the same on the date already fixed then the same shall be decided on the next date of hearing.

Till then parties are directed to maintain status quo.

(RAKESH KUMAR JAIN)
JUDGE

December 11, 2019
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(ALKA SARIN)
JUDGE

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