

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

CWP No. 1318 of 2020

Date of Decision: 20.01.2020

NARENDER AND OTHERS

..... Petitioners

V/s.

STATE OF HARYANA THROUGH ITS CHIEF SECRETARY-CUM-FINANCIAL COMMISSIONER, DEPARTMENT OF RURAL DEVELOPMENT AND PANCHAYAT, HARYANA CIVIL SECRETARIAT, CHANDIGARH AND OTHERS

..... Respondents

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

Present: Mr. Ajay Vijarania, Advocate,
for the petitioners.

RAKESH KUMAR JAIN, J. (Oral)

Counsel for the petitioners has submitted that the application filed under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 (for short “the Act”) by the Gram Panchayat for seeking their eviction from the land in question was allowed by the Assistant Collector, Ist Grade on 24.09.2019. The petitioners have filed the statutory appeal alongwith an application for stay which is pending before the Collector for 22.01.2020. The only prayer made in this petition is for the issuance of a direction to the Collector, who is seized of the appeal and application of stay filed by the petitioners, to consider at least the application for stay on the date already fixed.

We have heard counsel for the petitioners and perused the record with their able assistance.

Since, the prayer made by counsel for the petitioners is totally innocuous as he is only asking for a direction for the decision in the stay

application, we do not find any necessity to issue notice to the respondents in this case at this stage and hereby dispose of the present petition with a direction to the Collector to atleast decide the application for stay filed by the petitioners on the date already fixed i.e 22.01.2020. In case, it is not possible to decide the application for stay on the said date, the Collector shall decide the same after giving a short adjournment.

[RAKESH KUMAR JAIN]
JUDGE

January 20, 2020
Ess Kay

[ALKA SARIN]
JUDGE

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