

116.

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

CWP-11671-2020

Date of decision: 11.08.2020.

JAI BHAGWAN AND ORS

... Petitioners

versus

STATE OF HARYANA AND OTHERS

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Balkar Singh, Advocate,
for the petitioners.

HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Petitioners have filed the present writ petition for issuance of a writ in the nature of certiorari for quashing the impugned auction dated 29.07.2020 (thereafter postponed to 04.08.2020) whereby the Gram Panchayat is going to put on auction 1925 eucalyptus trees standing in the land belonging to Gram Panchayat.

Counsel for the petitioners submits that certain number of trees which are the subject matter of auction are standing in the land owned by the petitioners.

Notice of motion.

At this stage, Ms. Ashish Yadav, Addl. Advocate General, Haryana, appears and accepts notice on behalf of State-respondent Nos.1 to

3. Mr. Diwan S. Adlakha, Advocate, has put in appearance on behalf of

respondent No.4-Gram Panchayat Village Sabhapur, District Yamuna Nagar. He submits that the Gram Panchayat has already passed a resolution on 05.08.2020 and has decided to carry out demarcation on the land where trees are standing before the proposed auction.

I have heard learned counsel for the parties.

The precise claim of the petitioners is that the eucalyptus trees are standing on their land. But once the Gram Panchayat has already resolved to seek demarcation of the land on which the trees are standing before the proposed auction, this Court feels that no cause of action survives to the petitioners in the present petition.

The present petition is dismissed accordingly.

(HARI PAL VERMA)
JUDGE

11.08.2020

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Whether speaking/reasoned
Whether Reportable:

Yes/No.

Yes/No.