

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

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CWP-12757-2020

Date of decision: 11.11.2020

Parveen

..... Petitioner

Versus

State of Haryana and others

..... Respondents

**CORAM: HON'BLE MR. JUSTICE S.N. SATYANARAYANA
HON'BLE MRS. JUSTICE ARCHANA PURI**

PRESENT: Mr. Vikram Singh, Advocate for the petitioner.

Mr. Raman Sharma, Addl. A.G. Haryana.

S.N. SATYANARAYANA, J. (ORAL)

The matter has been taken up through video conferencing in the light of COVID-19 pandemic.

In this writ petition in CWP-12757-2020, the petitioner has impugned the order dated 16.10.2017 (Annexure P-4) of the 3rd respondent directing to demolish the illegal Dhaba constructed by him. The ground for filing this petition was that there was no Chairman of the Tribunal under the Punjab Road Schedule and Control Area Restriction of Unregulated Development Act, 1963.

Learned State counsel has informed the Court that by notification dated 22.09.2020, the charge of the functions of the Tribunal has been handed over to Justice Darshan Singh (Retired) for a period of one year till further appointment, which ever is earlier, with immediate effect.

In the circumstances, we dispose of this petition with liberty to the petitioner to file an appeal along with the application for stay before the Tribunal. In case, the appeal is filed along with the application for stay within three weeks' from the date of receipt of a certified copy of this order there shall be an interim stay on any demolition till such time as the said application for stay is considered by the Tribunal.

(S.N. SATYANARAYANA)
JUDGE

(ARCHANA PURI)
JUDGE

November 11, 2020

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Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No