

CWP-16332-2020 (O&M)
Date of decision: 09.11.2020

Prem Singh @ Prem Chand and others **....Petitioners**

Versus

State of Punjab and others **....Respondents**

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI
HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Naresh Kaushik, Advocate
for the petitioners.

AJAY TEWARI, J.(ORAL)

CM-11891-CWP-2020

This is an application for placing on record document of sanction of mutation on succession as Annexure P-12.

Application is allowed and Annexure P-12 is taken on record.

CWP-16332-2020

By the present petition, the petitioners have made a grouse of the fact that the statutory appeal filed under the provisions of the Punjab Village Common Land (Regulation) Act, 1961 on 3rd January, 2020 (along with an application for stay) has not been taken up and decided till today.

Notice of motion.

On the asking of the Court, Ms. Anju Arora, Additional Advocate General, Punjab accepts notice on behalf of the respondents-State.

Today, learned Additional Advocate General on instructions states that the case is now fixed before the Appellate Authority for 2nd December, 2020 and the Appellate Authority shall decide the question of stay on that date.

Learned counsel for the petitioners states that he would have no objection in appearing before the Appellate Authority but till that date, their possession be protected.

In our considered opinion, this is a fair request. In the circumstances, it is directed that the Appellate Authority shall decide the application of stay on or before 2nd December, 2020 and during the interregnum, there shall be *status quo*.

It is made clear that this order has not been passed on merits of the case and it would be on the Appellate Authority to decide the question of stay independently.

Petition stands disposed of.

Since the main case has been decided, the pending Civil Miscellaneous Application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(RAJESH BHARDWAJ)
JUDGE

09.11.2020
m. sharma

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No