

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

CWP No. 20076 of 2020

Date of Decision: 24th November, 2020

Gram Panchayat, Gaggrewal

...Petitioner

Versus

State of Punjab and others

...Respondents

**CORAM: DR. JUSTICE S. MURALIDHAR
MR. JUSTICE AVNEESH JHINGAN**

Present: Mrs. R.K. Grewal, Advocate for the Petitioner.

S. Muralidhar, J.

1. The Petitioner/Gram Panchayat Gaggrewal ('Gram Panchayat') is aggrieved by an order dated 18th November, 2020, passed by the Respondent No. 2/Commissioner-cum-Director, Rural Development and Panchayat Department ('Commissioner'), on the ground that despite filing a caveat in the appeal, stated to have been filed by the Respondent Nos. 4 to 10 before the Commissioner, notice was not issued to the Petitioner/Gram Panchayat and an *ex parte* stay of the order challenged before the Commissioner i.e. the order dated 20th October, 2020 of the Collector-cum-Divisional Deputy Director (Respondent No. 3), has been granted by the Commissioner and that this will severely prejudice the Petitioner/Gram Panchayat.

2. The Court has heard Mrs. R.K. Grewal, learned counsel for the Petitioner/Gram Panchayat.

3. It is seen from a perusal of the impugned order dated 18th November, 2020 that the next date fixed by the Commissioner in the aforesaid appeal is 27th November, 2020, which is only three days away.

4. Without entering into the question whether the caveat application was properly sent through a registered post to the Commissioner, this Court permits the Petitioner/Gram Panchayat to file an application for vacation of

stay of the order dated 20th October, 2020 granted by the order 18th November, 2020. If such application is filed in the next two days, the Commissioner shall take up for hearing such application on 27th November, 2020 and pass an appropriate order thereon.

5. No further directions are called for in the present petition. Accordingly, the petition is disposed of.

(S. MURALIDHAR)
JUDGE

24th November, 2020
Parveen Sharma

(AVNEESH JHINGAN)
JUDGE

Whether speaking/ reasoned :	Yes
Whether Reportable :	No