

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr.No.115

Civil Writ Petition No.8630 of 2021

Date of Decision: 20th April, 2021.

Harjeet Singh & Ors.

...Petitioners

Versus

State of Haryana & Ors.

...Respondents

(Heard through Video-Conferencing)

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

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

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MEENAKSHI I. MEHTA, J.

All the petitioners have joined hands to prefer the present writ petition for seeking the relief of the issuance of a writ in the nature of mandamus restraining the respondents from dispossessing them from the land in dispute during the pendency of the appeal preferred by them along-with the stay application (Annexure P-2) which stands adjourned to 28.04.2021 and also to stay the operation of the letter dated 26.03.2021 (Annexure P-3) whereby they have been directed to vacate the said land.

2. Bereft of unnecessary details, the facts as canvassed by the petitioners in the instant petition, are that the application filed by respondent No.5-Gram Panchayat against them under Section 7 of the Punjab Village Common Land Act, 1961 for seeking their eviction from the land in question has wrongly been allowed by respondent No.3 vide the order dated

26.02.2021 (Annexure P-1) and the appeal preferred by them against the said order as well as the stay application as moved therein are still pending before respondent No.2 but vide the impugned letter Annexure P-3, respondent No.4 has directed them to vacate the afore-said land while further intimating that otherwise, they would be forcibly evicted therefrom.

3. Notice of motion.

4. Mr. Hitesh Pandit, Additional Advocate General, Haryana, who has joined the proceedings on behalf of respondents No.1 to 4 in the present case, in pursuance of the copies of this petition having been sent to the respondent-State in advance, accepts the notice on behalf of these respondents.

5. Keeping in view the afore-discussed grievance as sought to be redressed as well as the prayer as made by the petitioners, in this petition and without commenting upon the merits of the matter in hand, the petition in hand is hereby disposed of with a direction to respondent No.2 to decide the stay application as moved by the petitioners along-with the said appeal Annexure P-2, within a period of six weeks from the date of receipt of the certified copy of this order and till then, the parties would maintain status-quo regarding the possession over the land in question.

(RITU BAHRI)
JUDGE

(MEENAKSHI I. MEHTA)
JUDGE

20.04.2021.
seema

Whether speaking/reasoned?	Yes/No
Whether Reportable?	Yes/No