

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

CWP-9270-2021

Date of decision: 03.05.2021

Anil Kumar

...Petitioner

Versus

Gram Panchayat, Village Arno, Tehsil Patran, District Patiala and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN
HON'BLE MR. JUSTICE VIVEK PURI**

Present: Mr.RS Jaswal, Advocate for the petitioner

Mr.Shireesh Gupta, Sr.DAG, Punjab
for respondent Nos. 2 to 5

JITENDRA CHAUHAN, J.

The matter has been taken up through video-conferencing in the light of the pandemic Covid-19 situation and as per instructions.

The present writ petition under Article 226 of the Constitution of India has been filed for quashing the auction notice dated 26.4.2021 (Annexure P1) qua Gram Panchayat village Arno (Sr. No.70) issued by respondent No.4.

Learned counsel for the petitioner states that the petitioner is in continuous possession of the agriculture land measuring 84 kanals 13 malras of the Gram Panchayat, Village Arno, as lease holder and he is regularly paying the lease amount to the Gram Panchayat. He is still ready to pay the lease amount for further years.

Heard.

The petitioner is in possession as a lease holder in view of the auction for the year 2020-2021. The respondents are proposing to conduct a fresh auction for the year 2021-22. The submission of the petitioner that he is ready to pay the lease money for the period beyond does not have any foundation. Therefore, the prayer is rejected. The land in question is by virtue of the lease for specific period. However, the petitioner is free to participate in the auction, if so advised.

However, the petitioner be not ousted from the land in question during the subsistence of the current lease period i.e. 2020-2021.

Disposed of accordingly.

[JITENDRA CHAUHAN]
JUDGE

[VIVEK PURI]
JUDGE

03.05.2021

gsv

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No