

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 135

CWP-9243-2021

Date of decision : 29.04.2021

Kuldeep Singh and others

..... Petitioners

VERSUS

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.Sandeep Siwach, Advocate, for the petitioners.

Mr.Ashok Kumar Sehrawat, DAG, Haryana.

DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed seeking therein issuance of a writ of *mandamus* to restrain the respondents from dispossessing the petitioners from the land in question during the pendency of the revision petition filed by them under Section 16(1) of the Punjab Land Revenue Act, 1887 (for short, the Act) against order dated 05.12.2017, passed by the Assistant Collector Ist Grade, Kulan, District Fatehabad (for short, the Collector).

Learned counsel for the petitioners seeks the afore prayer inter alia on the ground that the petitioners' aforesaid statutory remedy availed of by them against the aforesaid order of the Collector is not being heard due to the COVID-19 pandemic being faced by the world.

Mr.Ashok Kumar Sehrawat, DAG, Haryana, who appears on advance notice, states that he has obtained necessary instructions to the effect that the revision petition filed by the petitioners under Section 16(1) of the Act against the order of the Collector dated 05.12.2017 shall be heard and decided by respondent No.1 within two months through video conferencing.

In view of the above statement made by learned State counsel and for the reason that the petitioners have a right to get a decision on the statutory remedy availed of by them or at least on the stay application filed by them, the present petition is disposed of with a direction to respondent No.1 to take a decision on the aforesaid statutory remedy availed of by the petitioners or at least the stay application filed by them with their revision petition, within two months from the date of receipt of a copy of this order, in accordance with law. Till such decision is taken, the petitioners' dispossession from the land in question is stayed.

If respondent No.5 to 36 are aggrieved by this order, they are at liberty to approach this Court through an appropriate application.

29.04.2021

shamsher

[DEEPAK SIBAL]

JUDGE

Whether speaking/reasoned

:

Yes / No

Whether reportable

:

Yes / No