

Sr.No.106

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

**CWP No.10799 of 2021
Date of decision:11.06.2021**

Vinod Kumar

... Petitioner(s)

versus

**Joint Development Commissioner (IRD) and others
... Respondent (s)**

**Coram: Hon'ble Ms. Justice Ritu Bahri
Hon'ble Mr. Justice Vivek Puri**

**Present: Mr. Amit Kumar Walia, Advocate
for the petitioner.**

Ms. Deepali Puri, Addl.A.G, Punjab.

Mr. Parminder Singh Sekhon, Advocate
for the Gram Panchayat.

Through Video Conference

Ritu Bahri, J.(Oral)

Present petition has been filed for quashing/setting aside the order dated 13.05.2021 (Annexure P-6) passed by respondent No.1.

Learned counsel for the Gram Panchayat on instructions from Sarpanch, Rajvinder Kaur has informed the Court that auction proceedings have been finalised on 09.06.2021 and pond has been given on lease for fishery for ten years at the rate of Rs.1,58,000/- per annum with 10% increase after every year.

The petitioner in the present case has challenged the order dated 13.05.2021 (Annexure P-6). A perusal of the order shows that earlier in the year 2018 this pond was given to the petitioner at the rate of Rs.19,000/- per

annum. The official respondents after going through the records found that auction proceedings of pond were conducted on 20.02.2018 and a cutting had been made in auction and there was no signature on the cutting. They have also mentioned that there was an offer of Rs.1,30,000/- per annum by way of representation made to the Gram Panchayat.

Learned counsel for the petitioner submits that there was no such representation on the record of the authorities to consider and to compare the rate of the pond at which it was allotted to the petitioner.

However, keeping in view that the auction has now taken place on 09.06.2021 and pond has been given at the rate of Rs.1,58,000/- per annum with 10% increase after every year, no case for interference in impugned order is made out.

Dismissed.

11th June, 2021

Shivani Kaushik

**[RITU BAHRI]
JUDGE**

**[VIVEK PURI]
JUDGE**

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
Whether Reportable	Yes/No