

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

ASHOK KUMAR
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CWP-13905-2021 (O&M)

Date of decision: 28.07.2021

GRAM PANCHAYAT GURU ARJUN NAGAR

..Petitioner

Versus

STATE OF PUNJAB AND OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Tribhawan Singla, Advocate for the petitioner.
Ms. Sunint Kaur, AAG, Punjab.

ANIL KSHETARPAL, J (Oral)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

The Gram Panchayat of village Guru Arjan Nagar, which was created in the year 1998, has filed writ petition under Article 226/227 of the Constitution of India, for issuance of writ in the nature of mandamus, directing the official respondents to finalise the partitioning of the common land between the petitioner and respondent No.5.

It has been pointed out that previously the entire area was under the Gram Panchayat, Hariau Khurd. However, in the year 1998, the petitioner identified Guru Arjan Nagar as a separate village and separate Gram Panchayat was constituted thereafter. The dispute is with regard to the partition of the common land. It has been pointed out that the Divisional Deputy Director, Department of Rural Development and Panchayat, vide communications dated 28.09.2020, 26.10.2020, 02.11.2020 and 17.11.2020, sought information for dividing/partitioning the common land. It has further been brought to the notice of the Court that a proposal was floated by the Divisional Deputy Director to allot 32.5 acres of common land to the petitioner and objections thereto were invited. The petitioner claims that in

this regard, no objection has been filed.

Notice of motion.

Ms. Sunint Kaur, AAG, Punjab, accepts notice for respondent No.1 to 4. She, on instructions from Sh. Surinder Singh Dhillon, DDPO, Patiala, informs the Court that the Divisional Deputy Director shall finalise the partition of the common land and direct payment of the amount to which the petitioner is entitled to within a period of one month from today.

Keeping in view the aforesaid statement, no further order is required to be passed.

Disposed of.

All the pending miscellaneous applications, if any, are also disposed of.

28.07.2021

ashok

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)
JUDGE