

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

228

**CWP-10515-2020**

Date of Decision : **November 21, 2022**

MALKIT SINGH AND ORS

.....Petitioners

***VERSUS***

DEPUTY COMMISSIONER, JALANDHAR AND ORS

.....Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR  
HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present : Mr. G.S.Nagra, Advocate with  
Mr. K.S.Rawat, Advocate  
for the petitioners.

Mr. Maninder Singh, Sr. DAG, Punjab.

Mr. Satinder Khanna, Advocate for  
Mr. Avtar Singh Khinda, Advocate  
for respondent No.4.

**SURESHWAR THAKUR. J. (Oral)**

After hearing the writ petition for some time, this Court suggested to the counsels for the contesting litigants, that the petitioners may be permitted to, in respect of the petition land, avail the statutory remedy, cast under Section 11 of the Punjab Village Common Lands (Regulation) Act, 1961. The counsels accepted the above suggestion. Therefore, the learned counsel for the petitioners is permitted to withdraw the instant petition. Moreover, as prayed for, he is permitted to within a week from today institute a petition under Section 11 of the Act (Supra) before the learned Collector concerned. The learned Collector on receiving the said petition shall make a decision thereon in accordance with law, but assuredly within one month from today. Till a decision is

made upon the above motion by the Collector concerned, the respondent concerned may not dispossess the petitioners from the petition land. However, the petitioners may not deter the authorities concerned to clean the tank, if any, which is purportedly used by the petitioners.

(SURESHWAR THAKUR)  
JUDGE

November 21, 2022  
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(KULDEEP TIWARI)  
JUDGE

|                            |   |        |
|----------------------------|---|--------|
| Whether speaking/reasoned. | : | Yes/No |
| Whether Reportable.        | : | Yes/No |