

123 – 3 cases

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-10699-2022

Pargat Singh and another

....Petitioners

VS

State of Punjab and others

....Respondents

CWP-10735-2022

Baljeet Singh and another

....Petitioners

VS

State of Punjab and others

....Respondents

CWP-10754-2022

Harpreet Singh

....Petitioner

VS

State of Punjab and others

....Respondents

Date of Decision: 12.07.2022

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Swaran Tiwana, Advocate
 for the petitioners in the all the cases

SUDHIR MITTAL, J. (ORAL)

The record of CWP No. 9125 of 2022 has been tagged by the Registry

and a perusal thereof shows that the said case was listed before a Division

Bench of this Court on account of mention of Punjab Village Common Lands

(Regulation) Act, 1961 in the sub paragraph of “Rules and Statutes” in the Index. Actually, in the said case challenge is to the order of eviction passed under the Punjab Public Premises (Eviction and Rent Recovery) Act, 1973 as is the situation in the present case. The argument raised in the present case is that land in dispute being Jumla Mushtarka Malkan, only the civil Court has jurisdiction with respect thereto and the authorities under the Punjab Public Premises (Eviction and Rent Recovery) Act, 1973 have no jurisdiction to deal with the same.

The argument can not be accepted. An identical case viz. CWP No. 5722 of 2022 titled as *Surjit Singh and others vs. State of Punjab and others* has already been dismissed by this Court vide order dated 09.05.2022. In view of the same, these writ petitions are also dismissed.

A photocopy of this order be placed on the files of other connected cases.

A copy of this order be brought to the notice of the concerned Division Bench.

12.07.2022
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(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No