

CWP-15546-2022 (O&M)

Date of Decision: 29.11.2022

HARI KISHAN

..... Petitioner(s)

Versus

COMMISSIONER ROHTAK DIVISION ROHTAK AND OTHERS

..... Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

HON'BLE MRS. JUSTICE RITU TAGORE

Present: Mr. Jagjeet Beniwal, Advocate for the petitioner.

Mr. Amit Aggarwal, DAG, Haryana.

Mr. V.P. Sangwan, Advocate
for respondent no.6.

LISA GILL, J.

Petitioner filed this writ petition challenging notice dated 12.07.2022 (Annexure P-8).

Learned counsel for the petitioner submits that order under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 [now Haryana Village Common Lands (Regulation) Act, 1961 as notified on 05.04.2021] directing ejectment of the petitioner from Gram Panchayat land/Passage was passed on 22.04.2021 (Annexure P-3) by the DDPO-cum-Assistant Collector, 1st Grade, Bhiwani. Appeal filed by petitioner was dismissed by the Collector on 10.02.2022 (Annexure P-4).

It is further stated that revision petition was filed by the petitioner challenging the said orders and vide order dated 03.06.2022 (Annexure P-7), operation of order dated 22.04.2021 was stayed till 27.06.2022 with the observation that there would be no automatic extension of the stay order. However on 27.06.2022 the Commissioner, it is stated, did not hold Court and the matter was adjourned to 20.07.2022. Present writ

petition was filed on 18.07.2022 and came up for hearing on 20.07.2022, however, in the meantime the authorities, it is contended, in an illegal manner executed the impugned orders on 19.07.2022.

Learned counsel for the respondents point out that revision petition filed by the petitioner stands dismissed on 20.07.2022 by a detailed speaking order.

In this view of the matter, learned counsel for the petitioner seeks to withdraw this writ petition with liberty to the petitioner to challenge the impugned orders as well as order dated 20.07.2022, in accordance with law, if so advised.

Dismissed as withdrawn with liberty as aforementioned.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

29.11.2022
Sunil

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No