

Sukhdev Singh and others

....Petitioners

VS

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. HPS Ishar, Advocate
for the petitioners

SUDHIR MITTAL, J. (Oral)

The petitioner has challenged order dated 30.08.2022 (Annexure P-12) passed by respondent No. 4. Vide the said order, the petitioner has been directed to hand over possession within one month of the date of issuance of the order.

Learned counsel for the petitioners has submitted that vide order dated 05.08.2022, this Court had directed the Deputy Commissioner to adjudicate the application filed by the petitioners under the Punjab Allotment of State Government Land Act, 2016 on merits provided arrears as determined by the Collector were deposited within four weeks from the date of the order. Instead of doing so, he has directed the Sub Divisional Magistrate-cum-Collector to evict the petitioners. Thus, the order of eviction is illegal.

Merely because an order dated 05.08.2022 has been passed in an earlier writ petition viz. CWP-17199-2022 directing the Deputy Commissioner to take action in accordance therewith, the order dated 30.08.2022 impugned in the present writ petition is not rendered illegal. Thus, the argument is rejected.

The writ petition has no merit and is dismissed.

23.09.2022

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(SUDHIR MITTAL)
JUDGEWhether speaking/reasoned
Whether Reportable :Yes/No
Yes/No