

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 22697 of 2022(O&M)
Date of Decision:30.09.2022

Sahil Kumar Punani and others

.....Petitioners

Versus

Joint Development Commissioner Punjab and others

..... Respondents

**CORAM:- HON'BLE MRS.JUSTICE LISA GILL
HON'BLE MR. HARSH BUNGER**

Present: Mr.Sherry K. Singla, Advocate
for the petitioner.

Mr. Sandeep Jain, Addl., AG., Punjab.

Mr. Karminder Singh, Advocate
for respondent no.6.

LISA GILL, J(Oral).

Prayer in this writ petition is for quashing impugned letter/
warrant of possession dated 16.09.2022, Annexure P-4, issued by respondent
no.2-Collector-cum-District Development and Panchayat Officer, Ludhiana,
which is stated to be in violation of order dated 25.08.2022 passed by the
Collector (Panchayat Lands)-cum-District Development and Panchayat
Officer, Ludhiana.

Contentions as addressed on behalf of the petitioner on the last
date of hearing read as under:-

“It is submitted that vide order dated 25.08.2022, it was
directed by the Collector (Panchayat Lands)-cum-District
Development and Panchayat Officer, Ludhiana that khasra no.
51 falls within the control of Punjab Wakf Board, therefore,

Gram Panchayat was directed to initiate proceedings against the Punjab Wakf Board as per the revenue record and direction was also issued for demarcation of the area to be carried out after notice to the parties. It is submitted that appeal has been filed challenging order dated 25.08.2022, which is pending adjudication for 23.11.2022.

Learned counsel for the petitioners submits that without conducting any demarcation, process of demolition has been started in khasra No. 51.”

Learned counsel for the respondent-State had been called upon to seek instructions in this respect. Learned counsel for the State, on instructions from Mr. Baljinder Singh Grewal, DDPO, Ludhiana, who is present in Court informs that no action whatsoever regarding demolition etc., shall be taken until and unless proper demarcation of the area is carried out after due notice to all the parties concerned in terms of order 25.08.2022 and that warrants of possession dated 16.09.2022 as well as 23.09.2022, shall not be given effect.

In view of the statement as above, learned counsel for the petitioners submits that this writ petition is rendered infructuous.

Ordered accordingly.

(LISA GILL)
JUDGE

(HARSH BUNGER)
JUDGE

September 30, 2022.
s.khan

Whether speaking/reasoned : Yes/No.

Whether reportable : Yes/No.