

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.

CWP-8502-2023 (O & M)
Date of Decision : 05.12.2023

DAVINDER SINGH AND ORS.Petitioners

Versus

THE COLLECTOR-CUM-DEPUTY COMMISSIONER KARNAL AND
ORS.Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MRS. JUSTICE SUDEEPTI SHARMA

Present : Mr. Sukhpal Singh, Advocate with
Mr. Shavnik Mehta, Advocate
Mr. Gautam Pathania, Advocate
for the petitioners.

Mr. Ankur Mittal, Addl. A.G., Haryana with
Mr. Saurabh Mago, DAG, Haryana.

Ms. Manpreet, Advocate for
Mr. Saurabh Bajaj, Advocate
for respondent No. 4.

Mr. Parmod Sharma, Advocate
for Mr. Ajay Kumar Rana, Advocate
for respondents No. 5 and 6, 8 to 11.

SURESHWAR THAKUR, J. (Oral)

1. Respondent No. 7 is reported to have been died. However, the learned counsel for the petitioners prays for deletion of the name of the afore respondent from the array of respondents, being not a necessary party and only a proforma respondent.

2. Request accepted.

3. The Registry is directed to make the necessary corrections in the array of respondents in the memo of parties.

4. Further, the counsels appearing for the contesting litigants are ad idem, thus, the instant writ petition is disposed of with a direction upon the Appellate Authority concerned, seized with the statutory appeal to positively within a period of two months from today, make a speaking decision upon the said appeal but after hearing all affected persons concerned.

5. In view of the above, the judgment debtors concerned, may institute an application before the learned Executing Court concerned, to not execute the warrants of possession, as thereby may be the successful judgment debtors concerned, may be led to seek restoration of possession from the Gram Panchayat concerned, to whom such possession becomes delivered in the face of successful execution being made in the warrants of possession.

6. On such an application being filed, the executing Court concerned may take such decision, as deemed fit, in accordance with law.

7. Since the main case itself has been decided, thus, all pending application(s), if any, are also disposed of.

(SURESHWAR THAKUR)
JUDGE

(SUDEEPTI SHARMA)
JUDGE

05.12.2023

kavneet singh

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