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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.**

CWP-10057-2023

Date of Decision : 10.05.2023

CHANDER BHAN

.....Petitioner

Versus

STATE OF HARYANA AND OTHERS

....Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE KULDEEP TIWARI**

Present : Mr. Vikram Singh, Advocate
for the petitioner.

Mr. Raman Sharma, Addl. A.G., Haryana.

SURESHWAR THAKUR, J. (Oral)

1. Through an order drawn on 12.10.2022 (Annexure P-5), by the Assistant Director Consolidation-cum-Deputy Commissioner, Karnal, the latter after affirming the order passed by the Settlement Officer concerned, proceeded to make remand of the *lis* to the Court of Consolidation Officer-cum-Tehsildar, Indri.

2. Though, in the instant writ petition, the counsel appearing for the petitioner does not challenge the making of Annexure P-5, however, he submits that in pursuance to the making of an order of remand (Annexure P-5), to the Remandee Court concerned, yet the latter has not assigned any date for the appearance(s) before him, of the litigants concerned. Therefore, he submits that the order Annexure P-5, remains not fully enforced. Furthermore, he also submits that the Remandee Court is required to be making an expeditious decision on the remanded *lis*. In consequence, the learned counsel for the petitioner, prays that a mandamus be issued, upon, the Remandee Authority concerned, to make an expeditious lawful decision, upon, the remanded *lis* to him.

3. The above made prayer is accepted and the Remandee

Authority concerned, is directed to within a period of four months from today, draw a lawful speaking decision on the remanded *lis*.

4. Though the learned counsel for the petitioner also makes a further prayer that this Court may direct the parties to maintain *status quo* in respect of the disputed lands but even the said prayer can be addressed before the Remandee Court concerned. Nonetheless, in the larger interest of justice, till the litigants make their respective appearance(s) before the Remandee Authority concerned, thereupto, the parties are directed to maintain *status-quo*, as of today, in respect of the petition lands.

5. However, in the event of the litigants concerned, thus making their respective appearance(s) before the Remandee Court concerned, thereupon, it is open to them to file an application seeking therein an interim relief, as the one which is asked for today before this Court, in the instant writ petition.

6. Disposed of.

(SURESHWAR THAKUR)
JUDGE

(KULDEEP TIWARI)
JUDGE

10.05.2023

kavneet singh

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