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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-10151-2023

Date of decision:11.05.2023

M/S MAHINDRA AND MAHINDRA LIMITED

...Petitioner

Versus

JOINT DEVELOPMENT COMMISSIONER, PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE KULDEEP TIWARIPresent: Mr. J.S. Bhandohal, Advocate
for the petitioner.

Mr. Athar Ahmed, DAG, Punjab.

SURESHWAR THAKUR, J. (ORAL)

1. The petitioner herein has suffered a verdict of eviction dated 02.03.2023 (Annexure P-1), from the learned Collector concerned. Through the above verdict of eviction, the petitioner herein-respondent in the eviction petition has been directed to, within one month of the passing of the eviction order, restore the possession of the petition lands to Gram Panchayat concerned.

2. The learned counsel for the petitioner, though submits at the bar, that it has filed an appeal thereagainst before the competent Appellate Authority concerned, but yet the said statutory appeal has remained yet unadjudicated, and, in case there is any further prolongation in an adjudication, being made on the said statutory appeal, thereby the warrants of possession would be enforced against its estates, and, thereby *prejudice* would be caused to the petitioner.

3. For undoing the above, the learned Appellate Authority concerned, is directed to, within three months from today make a lawful decision on the

said statutory appeal. Moreover, till the parties cause their respective appearance(s) before the learned Appellate Authority concerned, the parties are directed to maintain *status-quo* in respect of the petition lands. If the application for interim relief is not moved, the same be moved, and, thereons a lawful decision shall be recorded by the learned Appellate Authority concerned.

4. Disposed of accordingly.

(SURESHWAR THAKUR)
JUDGE

11.05.2023

Ithlesh

(KULDEEP TIWARI)
JUDGE

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