

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**COCP-1397-2021 (O&M)
Date of decision: 16.02.2023**

Kuljit Singh and others

...Petitioners

Versus

Narinder Bhargav and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Pankaj Garg, Advocate
for the petitioners.

Mr. Ayush Sarna, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners are alleging violation of the order dated 23.06.2021 passed by this Court in CRWP-5589-2021, vide which, while disposing of the petition, a direction was issued to S. S. P., Mansa to maintain law & order at the time of conducting auction of Panchayat's land, which was scheduled to be held on the same day, when the said order was passed.

Reply, filed by way of the affidavits of S. S. P. Mansa as well as SHO, Police Station City-2, Mansa, is on record. As per affidavit of S. S. P., Mansa, it is stated that on receiving a communication regarding order passed by this Court, Superintendent of Police (PBI), Mansa and DSP, Sub Division Mansa were deputed to take necessary measures to ensure law & order and to reach at the spot. It is further stated that it was found that auction was already completed on the same day at about 01:30 P.M. and major problem regarding law & order at the time of auction of Panchayat's land took place. It is also submitted that on 30.06.2021, a letter written by

the BDPO, Mansa was received by the S. S. P., Mansa, wherein police help was sought at the time of auction to be held on 30.06.2021 at 11:00 A. M. and necessary police help was provided and auction proceedings were completed without any disturbance to law & order and the police party after returning to police station also registered a DDR No. 33 dated 30.06.2021.

It is also submitted the aforesaid affidavit that later on, petitioner No. 1 on behalf of the Gram Panchayat has filed a civil suit bearing No. CS-148/2020 against the private respondents praying for a decree of permanent injunction for restraining them from entering into Gram Panchayat's land. The Civil Judge, while disposing of the application under Order 39 Rule 1 and 2 CPC, declined the temporary injunction, however, in an appeal filed before the lower appellate Court, the parties were directed to maintain status quo with regard to possession of land.

It is, thus, submitted that the post auction proceedings, which were conducted without their being any law & order problem, the dispute between the two sets of the claimants is subjudice before the civil Court and no contempt is made out against the official respondents.

In view of the above, no case of any willful disobedience is made out.

Accordingly, the present petition is dismissed.

Rule stands discharged.

16.02.2023

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No