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

CWP-12939-2023

Date of decision: 02.06.2023

Gurmail Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Manmeet Singh Rana, Advocate for the petitioner.

Mr. Ferry Sofat, Addl. A.G. Punjab
for respondent Nos.1 to 3.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ, order or direction in the nature of mandamus directing respondent No.4 to release the identity card of the petitioner as Numberdar (SC) which has been taken by respondent No.4 ignoring the order dated 11.05.2023 passed by the FCR whereby stay has been granted in favour of the petitioner.

2. Learned counsel for the petitioner has submitted that the identity card of the petitioner has been taken and now, respondent No.4 is even asking for sanad lambardari to be returned although, a stay order has been passed by the Financial Commissioner against the operation of order passed by the Commissioner who, had remanded the matter back and the

said stay order is in continuance till date.

3. Learned State Counsel on instructions from Mandeep Singh, Naib Tehsildar, District Nawan Shahar has submitted that in case, a stay order has been passed and the same is continuing and the petitioner presents the same before respondent No.4 then respondent No.4 would not take sanad lambardari and would return the identity card within a period of four days from the date the said stay order is shown by the petitioner to respondent No.4.

4. Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is disposed of with a direction to respondent No.4 to not take sanad lambardari and is also directed to return the identity card of the petitioner within a period of four days from the date the said stay order is shown by the petitioner to respondent No.4.

02.06.2023

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No