

2023:PHHC:123143-DB

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

247

CWP-23647-2018(O&M)
Date of Decision : September 19, 2023

SATPAL & ORS

.....Petitioners

VERSUS

**COMMISSIONER AMBALA DIVISION, AMBALA, DISTRICT
AMBALA& ORS**

.....Respondents

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

Present : Mr. Gaurav Singla, Advocate for
Mr. Sanjiv Gupta, Advocate for the petitioners.
Mr. Ankur Mittal, Addl. AG, Haryana with
Mr. Saurabh Mago, DAG, Haryana.
Mr. Jagdish Manchanda, Advocate with
Mr. Nischal Chetanya Manchanda, Advocate
for respondent No.4.

SURESHWAR THAKUR. J.(Oral)

1. In compliance to the order made by this Court on 25.4.2023, order whereof, hereinafter becomes extracted, the learned counsel for the petitioners, has placed on record the relevant affidavit. The same is taken on record.

“1. The learned counsel for the petitioners submits, that he has received instructions from the petitioners, that they are ready and willing to offer the land(s), adjacent to the site concerned, to the Gram Panchayat concerned, but in exchange of the cremation site, where illegal construction(s) have been raised by the petitioners.

2. The learned counsel for the respondent No.4-Gram Panchayat submits, that the above intimation made to this Court, by the learned counsel for the petitioners, may be acceptable to the Gram Panchayat

CWP-23647-2018(O&M)

-2-

concerned, but only when the relevant Tatima is appended with the application to be moved within two weeks, by the learned counsel for the petitioners, revealing therein, that the land(s) occurring in the Tatima are adjacent to the cremation site concerned.

3. For the above purpose, list on 08.08.2023.”

2. The learned counsel for the respondent-Gram Panchayat submits, that thereby the Panchayat concerned, does not oppose the said proposal.

3. In view of the acceptance of the compliance affidavit by the learned counsel for the Gram Panchayat concerned, this Court proceeds to close the present writ petition.

4. Since at this stage, the learned counsel for the respondent-Gram Panchayat concerned, submits, that since the compliance affidavit, is in terms of the resolution passed by the Gram Sabha concerned.

5. In consequence, and, in view of the above made submissions addressed before this Court by the learned counsel for the Gram Panchayat concerned, the resolution which he states to be made in terms of the compliance affidavit, be forwarded to the approving authority, for approval thereto becoming granted.

6. Disposed of accordingly.

7. All the pending applications, if any, stand disposed of.

(SURESHWAR THAKUR)
JUDGE

September 19, 2023
ajay-1

(KULDEEP TIWARI)
JUDGE

Whether speaking/reasoned. : Yes/No
Whether Reportable. : Yes/No