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

CWP-6967-2018 (O&M)
Date of decision : 21.03.2023

Gram Panchayat, Village Nanakpura and another

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Rajnish K. Gupta, Advocate for the petitioners.

Mr. Rajneesh Chadwal, AAG, Haryana
for respondent Nos.1 to 4.

VIKAS BAHL, J. (ORAL)

This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus directing respondent Nos.2 to 6 to disburse the amount of lease money to the petitioners Panchayats as per ratio of share between three Panchayats.

On 17.03.2023, this Court had passed the following order:-

“Learned State Counsel has submitted that the petitioners have an expeditious and alternate remedy of filing an appeal under Rule 31-A of the Haryana Panchayati Raj Act, 1994 and the petitioners, instead of filing the said appeal, have filed the present Civil Writ Petition. It is further submitted that in para 25 of the writ petition, it has been mentioned that no remedy of appeal or revision is there and the said averment is factually incorrect.

Learned counsel for the petitioners prays for a short adjournment to get instructions in the matter.

Adjourned to 21.03.2023.

To be taken up at 01:45 pm.”

Learned counsel for the petitioners has submitted that the petitioners be permitted to withdraw the present Civil Writ Petition with liberty to file an application under Rule 31-A of the Haryana Panchayati Raj Act, 1994 and has prayed that in case, such application is filed then the Deputy Commissioner be directed to decide the same as expeditiously as possible.

Learned State Counsel has submitted that in case, any such application is filed, then every endeavour would be made by the Deputy Commissioner to decide the same as expeditiously as possible after hearing all the concerned parties including the private respondents.

Keeping in view the abovesaid facts and circumstances, the present Civil Writ Petition is dismissed as withdrawn with liberty to the petitioners to file an application under Rule 31-A of the Haryana Panchayati Raj Act, 1994 and in case of doing so, the Deputy Commissioner is directed to decide the same as expeditiously as possible after hearing all the parties concerned.

All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

21.03.2023

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No