

05.07.2023 and thereafter to 16.08.2023. He submits that however, the petitioners came to know that their appeal was dismissed in default on 08.08.2023 i.e. 8 days prior to the date fixed. It is submitted that the petitioners filed application for restoration of the appeal on the very next day i.e. on 17.08.2023 and the application for restoration of the appeal was fixed for 23.08.2028. He submits that however, the Court was not hold by the Presiding Officer and the application was adjourned to 29.08.2023. He submits that in the meantime, the respondent-authorities along with police party have already approached the village for taking possession of the land and he also placed on record the photographs of today morning showing the presence of the police force who were ready to take the possession. He submits that the appeal was not decided on merits and the application for restoration of the same has also not been heard and without following the legal procedure, the possession of the property is being taken forcibly from the petitioners.

Notice of motion.

Ms. Akshita Chauhan, Deputy Advocate General, Punjab, accepts notice on behalf of the respondent-State.

After hearing learned counsel for the parties and perusing the record, it is apparent that the application for restoration of the appeal, which was dismissed in default, is fixed for 29.08.2023. In view of the same, the present petition is disposed of with a direction to respondent No.2 to hear the application for restoration of the appeal on 29.08.2023 when it is said to be fixed and decide the same expeditiously in accordance with law.

No coercive action would be taken against the petitioners till then.

This order be conveyed to the respondent-authorities by learned State counsel. Copy of this order be given *dasti* to counsel for the petitioners under the signature of the Bench Secretary.

25.08.2023 sharmila	(RAJESH BHARDWAJ)		
	JUDGE		
	Whether Speaking/Reasoned	:	Yes/No
	Whether Reportable	:	Yes/No