

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

CWP-22233-2023

Date of decision : 04.10.2023

Dharam Pal and another

.....Petitioners

versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. R.K. Aggarwal, Advocate
for the petitioners.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for issuance of direction to respondent No.2 to decide the application of stay filed in appeal titled as Dharampal and another Vs. Municipal Council Pataudi filed on 25.09.2023 against the order dated 25.08.2023 of eviction passed by respondent No.3 under Haryana Public Premises and Land (Eviction and Rent Recovery) Act, 1972 and application for stay dated 26.09.2023 (Annexure P-6) as respondent No.4 has started the eviction proceedings by dispossessing them from their agriculture and demolishing the residential house and temple of the petitioners. Further prayer has been made for issuance of direction to respondent No.4 not to dispossess or demolish the property of the petitioners during the pendency of the appeal filed before respondent No.2.

It has been contended by counsel for the petitioners that the appeal has already been filed along with the stay application however, the same is not being heard till date.

Notice of motion.

On asking of the Court, Ms. Upasana Dhawan, AAG, Haryana accepts notice on behalf of the respondent-State. She, on instructions, has apprised this Court that the appeal of the petitioners along with the stay application is fixed for hearing on 05.10.2023.

Heard. The present petition is disposed of with direction to respondent No.2 to take up the appeal along with stay application on the date fixed before it i.e. 05.10.2023 and hear the parties on the stay application and decide the same expeditiously in accordance with law.

(**RAJESH BHARDWAJ**)
JUDGE

04.10.2023
m. sharma

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No