

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

CWP-23032-2023

Date of decision : 31.10.2023

Rur Singh and others

.....Petitioners

versus

The Commissioner Jalandhar Division and others Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Som Nath Saini, Advocate
 for the petitioners.

RAJESH BHARDWAJ, J. (Oral)

Petitioners have approached this Court praying for issuance of directions to transfer the case from Jalandhar Division to Faridkot or Ferozepur Division or any other Division as this Court may deem fit and proper as respondent No.1 is also posted as Secretary Finance as the perusal of the interim orders would reveal that she has completely failed to hold court on more than 80% date of hearing since 2019 and keeping the matter pending by issuing stay order without even considering the application for condonation of delay of more than 33 years and also that the petition has been filed by impleading dead persons as respondents.

It has been submitted by counsel for the petitioners that the petition under Section 15(2) of the Punjab Package Deals Properties (disposal) Act, 1976 read with Rule 16 of the Punjab Package Deal Properties Disposal Rule has already been filed by respondents No.4 to 9 in which the stay has been granted by respondent No.1. He submits that petition is lying adjudication since 2019 and stay is operating against the petitioners. He submits that no hearing of the case has taken place since

its filing and thus, the petitioners are seriously prejudiced. He has submitted that the case be transferred from Jalandhar Division to Faridkot Division or Ferozepur Division.

Notice of motion.

On asking of Court, Mr. Arun William, AAG, Punjab accepts notice on behalf of the State. He, on instructions, has submitted that the case is already fixed for hearing before respondent No.1 on 08.11.2023.

Learned counsel for the petitioners has endorsed the submission made by learned State counsel.

Heard. After hearing counsel for the parties and perusing the record, the present petition is disposed of with direction to respondent No.1 to decide the case expeditiously after hearing counsel for both the sides and conclude the same preferably within three months from the date of receipt of certified copy of this order.

31.10.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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