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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP No.23152 of 2023
Date of Decision : 12.10.2023

Gram Panchayat Murad Wala Dal Singh Petitioner

Versus

State of Punjab and others Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Judgepreet Singh Warring, Advocate
for the petitioner.

RAJESH BHARDWAJ, J. (Oral)

Present writ petition has been filed for quashing the impugned order dated 02.10.2023 (wrongly mentioned as dated 02.09.2023) (Annexure P-6) passed by respondent No.4 vide which respondent No.4 has issued directions to respondents No.7 & 8 to get possession of land measuring 2 acre of the petitioner/Gram Panchayat Murad Wala Dal Singh, District Fazilka, being illegal, arbitrary and unconstitutional by ignoring the true facts and circumstances as well as reports dated 29.09.2023 (Annexures P-4 & P-5) of respondents No.5 and 6. Further prayer has been made for staying the operation of impugned order dated 02.10.2023 (wrongly mentioned as dated 02.09.2023) passed by respondent No.4.

Learned counsel for the petitioner has fairly submitted that he be allowed to withdraw the present petition with liberty to avail the alternative remedy by filing the appropriate petition before the concerned authority by 20.10.2023 and till then, the status quo may be ordered to be maintained.

Notice of motion.

On asking of the Court, Ms. Akshita Chauhan, DAG, Punjab appears and accepts notice on behalf of respondents No.1, 2 and 4 to 6.

At this stage, Mr. Parambir Singh, Advocate has appeared and filed his memorandum of appearance on behalf of respondents No.3, 7 and 8.

Learned counsel for respondents No.3, 7 and 8 has submitted that the land given to the respondents-Mandi Board was 5 acres, however, they are not taking over the land beyond 05 acres as being contended by the counsel for the petitioner.

In view of the submissions made by learned counsel for the petitioner, the present petition stands disposed of with liberty to the petitioner to avail the alternative remedy as available to him by filing appropriate petition before the authority concerned by 20.10.2023. Status quo be maintained till 20.10.2023.

However, it is made clear that if, the petition as stated by learned counsel for the petitioner is not filed by 20.10.2023, this order would be of no avail to the petitioner.

(RAJESH BHARDWAJ)
JUDGE

12.10.2023
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No