

[2023:PHHC:041720]

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

**COCp-3762-2019 (O&M)  
Date of decision: 22.03.2023**

**Babad****...Petitioner****Versus****Anshaj Singh and others****...Respondents****CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present:- Ms. Mamta Panwar, Advocate  
for the petitioner.

Mr. P. K. Longia, DAG, Haryana.

Mr. Sumit Sangwan, Advocate  
for respondent Nos. 3 to 8; also appearing as proxy for  
Mr. Navneet Singh, Advocate  
for respondent No. 2.

**ARVIND SINGH SANGWAN, J. (Oral)**

The petitioner is alleging violation of the order dated 14.05.1999, passed by this Court in CWP-6498-1999, vide which, the parties were directed to maintain *status quo* regarding possession as it existed on that day.

The petitioner had filed the aforesaid writ petition seeking quashing of the orders, passed by the authorities under Section 7 of the Punjab Village Common Lands Act, vide which, an eviction order was passed against the petitioner and while issuing notice of motion on 14.05.1999, the aforesaid order of *status quo* was passed.

As per affidavit of the Deputy Commissioner, Sonipat, dated 06.07.2022, which is on record, the possession was taken by the Gram Panchayat of the village and from May, 1999 till 2019, when the present

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contempt petition was filed, the land was given on lease to real brothers and nephews of the petitioner on payment of lease amount of Rs. 21,300/- per year. It is further stated that in the year 2015-16, the land was leased out to one Mohit son of Rajpal, who is nephew of the petitioner, for Rs. 21,400/- per year, however, when in the year 2019-20, the land was leased out to one Ajay son of Avinash for Rs. 65,000/- per year, which was in fact three times of the earlier lease amount, the petitioner has filed the present contempt petition.

No rejoinder has been filed by the petitioner to rebut the lease record, maintained by the Gram Panchayat as well as the amount received from the auction purchaser from the year 1999 to 2019.

In view of the above, no case of any willful disobedience is made out.

The present petition is dismissed.

Rule stands discharged.

22.03.2023  
*Waseem Ansari*

(ARVIND SINGH SANGWAN)  
JUDGE

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|----------------------------------|---------------|
| <i>Whether speaking/reasoned</i> | <i>Yes/No</i> |
| <i>Whether reportable</i>        | <i>Yes/No</i> |