

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.**

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CWP-26389-2023

Date of decision: 24.11.2023

SUKHWINDER SINGH

.....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.....Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MRS. JUSTICE SUDEEPTI SHARMA**

Present : Mr. Ajay Pal Singh Rehan, Advocate
for the petitioner.

Mr. Maninder Singh, DAG, Punjab.

SURESHWAR THAKUR, J. (ORAL)

1. The Gram Panchayat Village Mattam, Tehsil Dinanagar, District Gurdaspur, succeeded in obtaining a decree of eviction against the respondents therein. The said decree was made on 18.11.2012, whereby the judgment debtors concerned, petitioners before this Court, were ordered to be evicted from the *revenue rasta* concerned, as they had made encroachments thereons.

2. A reading of the verdict (Annexure P-4), as became rendered by the Collector concerned, does not disclose that, rather before him became placed any validly drawn demarcation report, whereby any conclusion could be recorded, that the judgment debtors concerned, did as such, make any encroachments upon the *gair mumkin rasta*, or the *revenue rasta* concerned.

3. Annexure P-4 became appealed by the aggrieved before the Appellate Authority concerned and during the pendency of the said appeal an application was filed whereby the aggrieved claimed the making of an order of *status quo* till a decision is made upon the said statutory appeal.

4. Though initially the Appellate Authority directed the parties to maintain *status quo* in respect of the disputed lands, but subsequently, through the impugned Annexure P-8, the said previously made order of *status quo* became vacated. It is stated by the learned counsel for the aggrieved-petitioner, that the statutory appeal, is listed today for arguments.

5. In view of the above made intimation to this Court, the Appellate Authority concerned, is directed to within a week make a decision upon appeal No. 1227 of 2022 and till the making of the said appeal, he is directed to ensure that the *status quo* as existing of today in respect of the disputed lands is not disturbed.

6. Disposed of.

(SURESHWAR THAKUR)
JUDGE

(SUDEEPTI SHARMA)
JUDGE

24.11.2023

kavneet singh

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