

119

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

**CWP No.26965 of 2023
Date of Decision: 22.12.2023**

Gulvir

..... Petitioner

Versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Ashok Kaushik, Advocate
for the petitioner.

Ms. Upasna Dhawan, AAG, Haryana.

Mr. A. P. Kaushal, Advocate
for respondents No.5 to 7.

RAJESH BHARDWAJ, J. (ORAL)

Present writ petition has been filed for quashing the notices dated 14.11.2023 and 23.11.2023 (Annexures P-3 and P-4) for Dakhal proceedings issued during the pendency of revision before the Commissioner against order dated 19.09.2023 and appeal pending before Collector Hodal against order dated 05.10.2023 during the pendency of the revision for partition proceedings. Further prayer has been made for directing the official respondents to stay the proceedings of Dakhal before Assistant Collector during the pendency of revision and appeal pending before the higher authorities.

Learned counsel for the petitioner has submitted before this Court that the petitioner has already filed the revision petition along

with the stay application, which is pending adjudication before respondent No.2. He submits that during the pendency of the same, the respondents authorities are proceeding to take the possession.

Learned counsel appearing on behalf of respondents No.5 to 7 has informed the Court that the revision filed by the petitioner is pending before the Commissioner for 15.02.2024. He submits that because of the pendency of the petition, they are not proceeding further to await the decision of the stay application filed by the petitioner.

In view of the above position, the present petition is disposed of with direction to respondent No.2-the Commissioner, Faridabad to decide the stay application filed by the petitioner along with the revision petition on the date fixed i.e. 15.02.2024 after hearing both the sides in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

22.12.2023

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