

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-2416-2024 (O/M)

Date of decision : 21.08.2024

Shri Guru Granth Sahib through Trust Gurudwara Bibi Kahan Kaur
..... Petitioner

Versus

Commissioner, Ferozepur Division, Ferozepur and others Respondents

CORAM : HON'BLE MR. JUSTICE HARSH BUNGER

Present :- Dr. Anmol Rattan Sidhu, Senior Advocate with
Mr. Bhisham Kinger, Advocate
for the petitioner.

Ms. Vikas Suman Chaudhary, DAG Punjab.

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HARSH BUNGER, J. (ORAL)

1. Prayer in the instant civil writ petition filed under Articles 226/227 of Constitution of India is for issuance of a writ in the nature of certiorari for setting aside the impugned order dated 03.08.2018 (Annexure P-6), passed by respondent No. 1 (Commissioner, Ferozepur Division, Ferozepur) upon an appeal filed by respondents No. 2 to 4 herein under Section 8 of Punjab Religious Premises and Land (Eviction and Rent Recovery) Act, 1997 (in short '1997 Act'); whereby the appeal was accepted and order dated 12.10.2016, passed by District Collector, Moga, ordering eviction of the respondents No. 2 to 4 herein from the religious property, was set aside and the matter was remanded to the District Collector, Moga, for fresh decision, after hearing all the concerned parties.
2. Notice of motion was issued in the instant case by a coordinate Bench of this Court on 05.02.2024.

3. Learned senior counsel appearing for the petitioner submits that the petitioner does not intend to press this petition any further, however, the only prayer is that an appropriate direction be issued to the District Collector, Moga for deciding the remanded case, in accordance with law, after hearing all the concerned parties and in a time bound manner.

4. Learned State counsel does not dispute the aforesaid course of action.

5. In view of aforesaid submissions made by learned senior counsel for the petitioner, the instant civil writ petition is dismissed as not pressed, however, a direction is issued to learned District Collector, Moga to decide the remand case, in pursuance to the order dated 03.08.2018 (Annexure P-6), passed by respondent No. 1, in accordance with law, after hearing all the concerned parties, by passing a speaking order, within a period of six months from today.

6. Pending application (s), if any, shall also stand closed.

(HARSH BUNGER)
JUDGE

21.08.2024
sjks

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No