

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-29530-2023
Date of decision: 09.01.2024

GURSAB SINGH

...Petitioner

Versus

STATE OF PUNJAB AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Sachin Kalia, Advocate for
Mr. Jatin Salwan, Advocate for the petitioner.

Mr. Maninder Singh, DAG, Punjab

SURESHWAR THAKUR, J. (ORAL)

1. Learned State counsel submits on instructions imparted to him, that though a statutory challenge cast under The Punjab Village Common Lands (Regulation) Act, 1961 (hereinafter referred to as “the Act of 1961”) to the allotments, as made by the Gram Panchayat concerned, in terms of Annexure P-1, is available to be so recoured, in alternate to the institution of the present petition. In consequence, he submits that thereby at this stage, the instant writ petition rather is a misrecoursed remedy.
2. In view of the above made statement, at the bar by the learned State counsel, thus learned counsel for the petitioner seeks, and, is permitted to withdraw the instant petition.
3. Dismissed as withdrawn, but with liberty to him to assail the allotments, as made by the Gram Panchayat concerned, in terms of Annexure P-1, through his raising a motion before the competent Statutory Authority, as contemplated under the Act of 1961. On such a motion being made by the petitioner, the same be expeditiously decided within 1 month from today, but after hearing all the affected parties concerned.

(SURESHWAR THAKUR)

JUDGE

09.01.2024

(LALIT BATRA)

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JUDGE