

2025PHHC:007705



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

CWP-1481-2025

Date of Decision: 20.01.2025

Akbar Khan and another

..... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Dr. Rishi Pal Singh, Advocate
for the petitioners.

Ms. Upasana Dhawan, AAG, Haryana.

HARSH BUNGER J. (ORAL)

Petition herein is, *inter alia*, for issuance of a writ in the nature of Mandamus for directing the respondents to protect the land measuring 1 Acre 6 Kanal 15 Marla under Khasra No.79, Killa No.5(7-8 M), Killa No.6(7-7), comprised vide Khewat No.1106, Khatoni No.1279, situated in Village Singhana, Tehsil Safidon, District Jind, used as Graveyard by the Muslim community.

1.1 A further prayer has been made to direct respondent No.2 (Deputy Commissioner, Jind, District Jind, Haryana) to decide representation dated 30.12.2024 (Annexure P-3) of the petitioner.

2. Learned counsel for the petitioner, at the outset, submits that the petitioner has submitted representation dated 30.12.2024

(Annexure P-3) before respondent No.2; however, the same has not been adverted to by the concerned authority, till date. Learned counsel further submits that the petitioner would be satisfied at this stage, in case a time bound direction is issued to respondent No.2 – Deputy Commissioner, Jind, District Jind, Haryana, to consider and decide the aforesaid representation dated 30.12.2024 (Annexure P-3).

3. On advance service of copy of petition, Ms. Upasana Dhawan, Assistant Advocate General, Haryana, appears on behalf of the respondents/State and opposes issuance of notice of motion. She further submits that the Deputy Commissioner, Jind, District Jind, Haryana/competent authority shall take decision either way, on the pending representation dated 30.12.2024 (Annexure P-3) within a period of three months from today.

4. Keeping in view the submissions made by learned counsel for the parties and without commenting on the merits of the case, the present writ petition is disposed of with a direction to the Deputy Commissioner, Jind, District Jind, Haryana)/competent authority to consider and decide representation dated 30.12.2024 (Annexure P-3) by way of passing a speaking order, after affording due opportunity of hearing to all the concerned parties, within a period of three months from today.

5. All the pending application(s), if any, shall also stand closed.

20.01.2025*Apurva***(HARSH BUNGER)
JUDGE**

1. Whether speaking/reasoned : Yes/No

2. Whether reportable : Yes/No