

2026 PHHC:003090



202-5

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

CWP-13562-2021

Date of Decision: 09.01.2026

Balbir Singh

..... Petitioner

Versus

Deputy Commissioner, Jalandhar and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE HARSH BUNGER

Present: Mr. Sandeep K.Sharma, Advocate,
Mr. Lakshya Saini, Advocate and
Mr. Utsav Sharma, Advocate
for the petitioner,

Mr. Harpreet Singh, AAG, Punjab,

Mr. Gaurav Rana, Advocate and
Ms. Alisha Sharma, Advocate
for respondent No.3.

HARSH BUNGER J. (ORAL)

Petition herein is, *inter alia*, seeking a writ in the nature of Certiorari for setting aside order dated 13.08.2020 (Annexure P-5) passed by the learned Sub Divisional Magistrate-cum-Collector, Nakodar, and order dated 16.02.2021 (Annexure P-7) passed by the learned Deputy Commissioner, Jalandhar.

2. A perusal of order sheets reveals that on 11.02.2025, the following order was passed by this Court:-

"During the course of hearing of the petition, it has

come out that respondent No.3-Market Committee has filed the petition under Sections 3, 4 and 5 of the Punjab Public Premises and Land (Eviction and Rent Recovery) Act, 1973 for eviction of the respective petitioner(s). It is the case of respondent No.3-Market Committee that the petitioner(s) are in unauthorized possession of land which forms a part of property bearing Khasra No.3//7/1/2 (5-6) situated in the area of Village Angakiri, Sub Tehsil Mehatpur, District Jalandhar.

On the other hand, learned counsel for the petitioner(s) submits that the property in the possession of the petitioner(s) is not a part of the aforesaid Khasra No.3//7/1/2 (5-6) and the same falls within the abadi deh of the village. He further submits that the petitioner(s) are ready and willing to get the land demarcated and in case, the demarcation is carried out and it is found therein that their possession is on any part of the Khasra No.3//7/1/2 (5-6), the petitioner(s) shall remove their possession forthwith, therefore learned counsel for the petitioner(s) seeks an accommodation to file an affidavit to that effect.

At his request, adjourned to 10.03.2025.

Photocopy of this order be placed on the files of other connected cases.

3. Thereafter, on the adjourned date, i.e. 10.03.2025, a written request for adjournment was filed on behalf of learned counsel for the petitioner. The matter is now listed for hearing today; however, despite the lapse of nearly one year, the aforesaid order dated 11.02.2025 has not been complied with till date. Learned counsel for the petitioner has fairly stated that he has no instructions from the petitioner regarding compliance with the order dated 11.02.2025 passed by this Court, and that the petitioner has not been forthcoming despite repeated requests made by learned counsel.

4. Keeping in view the above, it appears that the petitioner is not interested in pursuing the instant matter any further.

5. The present writ petition is, accordingly, dismissed for non-prosecution.
6. All the pending application(s), if any, shall also stand closed.
7. Copy of this order be sent to the petitioner at the address given in the Memorandum of Parties.

09.01.2026
Apurva

(HARSH BUNGER)
JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No