

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH****CWP-14051-2026 (O&M)****Date of Decision : 12.05.2026**

Rajinder Singh and Ors.

... Petitioners

Versus

State of Punjab and Ors.

... Respondents

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN**HON'BLE MR. JUSTICE RAMESH CHANDER DIMRI**

Present : Mr. Kulwant Singh Boparai, Advocate for the petitioners.

Mr. Aman Dhir, DAG Punjab for respondent Nos.1 to 3.

Mr. Sandeep Kumar, Advocate for respondent No.4.

ALKA SARIN, J. (Oral)

1. Challenge in the present writ petition is to order dated 13.02.2026 (Annexure P-9) passed by respondent No.3-Joint Development Commissioner, dismissing the statutory appeal preferred by the petitioners only on the ground of limitation as well as for quashing the order dated 30.06.2023 (Annexure P-4) passed by respondent No.2-District Development & Panchayat Officer, Ludhiana.

2. Learned counsel for the petitioners would contend that the petition filed by the Gram Panchayat under Sections 4 and 5 of the Punjab Public Premises and Land (Eviction and Rent Recovery) Act, 1973 itself was not maintainable in view of the judgment of the Division Bench of this Court in the case of **Kirpal Singh (Deceased) through LR vs. State of Punjab &**

Ors. [2023 NCPHHC 153707 = Law Finder Doc Id # 2527725] since even as per the petition the land is *Jumla Mushtarka* land of village Butahri.

3. Learned counsel for respondent No.4-Gram Panchayat on instructions from *Sarpanch* Rupinder Kaur has contended that he would have no objection if the orders dated 13.02.2026 (Annexure P-9) and 30.06.2023 (Annexure P-4) are set aside, however, Gram Panchayat be given the liberty to proceed in accordance with law.

4. In view of the statement made by learned counsel for respondent No.4-Gram Panchayat, the present petition is allowed. The impugned orders dated 13.02.2026 (Annexure P-9) and 30.06.2023 (Annexure P-4) are set aside, however, the respondent No.4-Gram Panchayat would always be at liberty to proceed in accordance with law.

5. Disposed off. Pending applications, if any, also stand disposed off.

**(ALKA SARIN)
JUDGE**

12.05.2026
jk

**(RAMESH CHANDER DIMRI)
JUDGE**

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO