



**201-1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP-17406-2024 (O&M)
Date of Decision: 27.04.2026**

Kesar Singh and Others

...Petitioners

Versus

State of Punjab and Others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Vidul Kapoor, Advocate
for the petitioners.

Mr. Arun Jindal, Addl. A.G., Punjab.

Mr. Lalit Singla, Advocate
for respondent No.3.

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioners through instant petition under Articles 226/227 of the Constitution of India are seeking direction to respondents to constitute Tribunal to determine dispute with respect to Wakf property.

2. Mr. Lalit Singla, Advocate has put in appearance on behalf of respondent No.3 and filed his power of attorney. Registry is directed to tag the same at an appropriate place on the case file.

3. On 30.07.2024, the following order was passed:

“Learned senior counsel appearing for petitioners submits that the petitioners have instituted a suit bearing CIS No.:WKF-16-2024, titled as “Kesar Singh and others Versus Punjab Wakf Board and others” before Wakf Tribunal. It is stated that alongwith the suit, an application under Order 39 Rules 1 and 2 CPC has also been filed,

seeking interim relief, however, the said application could not be heard on account of quorum of the Wakf Tribunal being incomplete, as is borne out from order dated 16.07.2024 (Annexure P-1).

Learned senior counsel for petitioners further submits that the respondent-Wakf Board, on account of incomplete quorum of Wakf Tribunal, is trying to forcibly dispossess the petitioners from property in question without following due process of law and petitioners are rendered remediless.

Notice of motion.

On asking of Court, Mr. Navneet Singh, Senior DAG Punjab, who is present in Court, accepts notice on behalf of respondent No. 1-State and seeks some time to file reply.

At this stage, Mr. Lalit Singla, Advocate, appears on behalf of respondents No. 2 to 5 (Punjab Wakf Board) and makes a statement that as per his instructions, the possession is already with respondent-Punjab WakfBoard, however, the said fact has been disputed by learned senior counsel appearing for the petitioners. Learned counsel for respondents No. 2 to 5 seeks some to file reply and Vakalatnama.

List on 22.08.2024.

Replies, if any, be filed before next date of hearing with advance copies thereof to counsel opposite. Vakalatnama on behalf of respondents No. 2 to 5 be also filed before next date of hearing.

In view of aforementioned circumstances, the parties shall maintain status quo as existing on date, till next date of hearing.”

4. Learned counsel for respondent No.3 submits that Tribunal stands constituted and petitioners have already approached Tribunal, thus petition has rendered infructuous.

5. Faced with this, learned counsel for the petitioners submits that interim order dated 30.07.2024 may be continued till 21.05.2026 i.e.

date fixed before Tribunal.

6. Learned counsel for respondent No.3 does not oppose the aforesaid prayer.

7. In the wake of statements of both sides and without expressing any opinion on merit, the petition stands ***disposed of***. The interim order dated 30.07.2024 shall remain in force till 21.05.2026.

8. Pending application(s), if any, shall also stand disposed of.

(JAGMOHAN BANSAL)
JUDGE

27.04.2026
Prince Chawla

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No