

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-11387-2020 (O&M)

Date of Decision: 07.08.2020

KULDEEP SINGH

....*Petitioner*

VS.

STATE OF HARYANA AND OTHERS

...*Respondents*

CORAM: **HON'BLE MR. JUSTICE RAKESH KUMAR JAIN.**
 HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: Mr. Ravinder Malik, Advocate,
 for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

Case taken up through video conferencing.

The petitioner has made an innocuous prayer in this petition for directing respondent No. 2, seized of his appeal and the application for stay, to decide the same as early as possible as the petitioner is facing threat of dispossession after the eviction order has been passed against him.

At this stage, Mr. Ankur Mittal, Additional Advocate General, Haryana, appearing on behalf of respondents No. 1 to 5, has submitted that the petitioner has not come to the Court with clean hand as he has mentioned in Para 37 of the petition that he is still in possession of the land in dispute whereas according to respondents No. 1 to 5, possession has already been taken by way of *rapat roznamcha*.

Since, the only prayer made by the petitioner is for taking a decision on the appeal and the stay application filed by him, which is pending adjudication, before the Deputy Commissioner-cum-Collector, Ambala

(respondent No. 2), therefore, we refrain from making any comment upon the issue as to who is in possession of the land in dispute at present but we direct respondent No. 2 to decide the application for stay and appeal on the date already fixed i.e. 11.08.2020 and if it is not possible to decide the same on the said date then by giving a short adjournment of a week or so.

With these observations, the present petition is hereby disposed of.

[RAKESH KUMAR JAIN]
JUDGE

August 7, 2020

Ess Kay

[ASHOK KUMAR VERMA]
JUDGE

Whether speaking / reasoned : **Yes / No**

Whether Reportable : **Yes / No**