



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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1. RSA-355-2015(O&M)

Kashmir Singh Appellant

Versus

State of Haryana and others Respondents

2. RSA-277-2015(O&M)

Kashmir Singh Appellant

Versus

State of Haryana and others Respondents

3. RSA-357-2015 (O&M)

Kashmir Singh Appellant

Versus

State of Haryana and others Respondents

4. RSA-2738-2012 (O&M)

Kashmir Singh Appellant

Versus

State of Haryana and others Respondents

Date of Decision: 25.03.2025

CORAM: HON'BLE MS. JUSTICE NIDHI GUPTA

Present: - Mr. Vikram Singh, Advocate
for the appellant(s) (in all appeals).

Mr. Dushyant Saharan, AAG, Haryana.

Mr. Sunil Kumar, Advocate for
Mr. Sant Kashyap, Advocate
for respondent No. 4-Gram Panchayat.

NIDHI GUPTA, J. (ORAL)

1. By this common order 04 aforementioned second appeals are
being disposed of as common issue has been involved in the same.



2. Learned counsel for the appellant (plaintiffs) (in all appeals) submits that he may be permitted to withdraw all the aforementioned appeals with liberty to file an application for revival, if, ultimately, the suit property is held to be owned by the respondents (defendants).

3. In all the four civil suits, the property, which was recorded in the revenue record as *Shamlat Deh Hasab Rasad* and was reserved for river, was agreed to be sold by the alleged proprietors. Both the Courts below have held that the *Shamlat Deh* land, which is to be used for common purpose and was reserved for river, could not be sold.

4. Learned counsel representing the parties do not dispute that the writ petition arising from the proceedings under Section 13A of the Punjab Village Common Lands Regulation Act, 1961, is pending before the High Court. The appellants' counsel submits that if the writ petition is allowed and the property is declared to be owned and possessed by the defendants, he will file an application for revival of the appeals.

5. Learned counsel representing the respondents have 'no objection' thereto.

6. Accordingly, all the aforementioned 04 Regular Second Appeals are disposed of in terms of the observations made above.

7. Pending application(s), if any, (in all cases) shall also stand disposed of.

8. A photocopy of this order be placed on the files of other connected appeals.

25.03.2025
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(NIDHI GUPTA)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No