

2025:PHHC:070499-DB



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

Sr. No.127

CWP-15091-2025

Date of decision: 23.05.2025

Swaranjit Kaur

....Petitioner

Versus

The Director, Rural Development and Panchayat Department, SAS Nagar,
Mohali and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL
HON'BLE MS. JUSTICE LAPITA BANERJI**

Present: Mr. Kulwant Singh, Advocate
for the petitioner.

Ms. Samdisha Kaur, AAG, Punjab.

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DEEPAK SIBAL, J. (Oral)

1. An application under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961, was filed by respondent No.3 seeking therein eviction of the petitioner from the land described in the application as according to respondent No.3 the petitioner was in unauthorized possession of the described land belonging to the Gram Panchayat.

2. Through order dated 19.09.2023, the Collector-cum-District Development and Panchayat Officer, Fatehgarh Sahib (for short –'the Collector') allowed the aforesaid application filed by respondent No.3 against which, on 22.01.2024, the husband of the petitioner filed an appeal before the Director Rural Development and Panchayat Department, SAS Nagar, Mohali – respondent No.1. Alongwith the said appeal an application seeking therein interim relief was also filed but in spite of the fact that the appeal/application for stay has been pending for about 01 year and 04 months no final order on either the appeal or the application for stay has been passed by respondent No.1.



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3. Through this petition, the petitioner seeks issuance of a direction to respondent No.1 to finally adjudicate upon the aforesaid appeal filed to challenge therein order dated 19.09.2023 passed by the Collector.

4. Learned State counsel has no objection to the acceptance of the prayer made on behalf of the petitioner.

5. Learned counsel for the parties have been heard.

6. An appeal, alongwith the application for stay, filed by the petitioner's husband to challenge therein order dated 19.09.2023 passed by the Collector is pending before respondent No.1 for about 01 year and 04 months. The decision by respondent No.1 on the petitioner's appeal or at least the stay application has been unnecessarily delayed. No explanation for the delay in disposal of the appeal/application for stay has even been offered by the learned State counsel. Even otherwise, every litigant has a right to speedy disposal of the *lis* initiated by him-her/pending against him/her and that a direction to adjudicate upon a *lis* expeditiously also prejudices none. Rather, a direction issued to decide a *lis* pending between the parties at an early stage is in the interest of the parties to the *lis*.

7. In the light of the above, the present petition is disposed of with a direction to respondent No.1 – Director Rural Development and Panchayat Department, SAS Nagar, Mohali to consider and finally adjudicate upon the petitioner's appeal or at least her prayer for interim relief within 02 weeks from the date of receipt of a copy of this order, in accordance with law.

(DEEPAK SIBAL)
JUDGE

(LAPITA BANERJI)
JUDGE

May 23, 2025

Jyoti 1

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No