

**Padam Sharma & Ors. Vs. Gram Panchayat
Dharchandna & Ors.**

LPA No.689 of 2025

Item No.P-3

26.09.2025 Present : Mr. Ankush Dass and Mr. N.S. Chandel, Senior Advocates with Mr. Ajay Sipahiya, Mr. Yashveer Rathore, Mr. Gaurav Bhardwaj and Mr. Ruchirangad Singh, Advocates, for the appellant.

Mr. Sharwan Dogra, Senior Advocate with Mr. Tejasvi Dogra and Ms. Bhanvi Negi, Advocates, for respondent No.1.

Mr. Sidharth Jalta, Deputy Advocate General, for respondents No.2 to 7-State.

Mr. Ankit Kaloti, Advocate, for respondent No.8.

Learned counsel for the appellants submits that the initial order dated 29.10.2024 passed in CWP No.12099 of 2024 had been passed on the basis of report called from the authorities regarding action to be taken at the spot in view of earlier order of the SDO dated 05.11.2020, which had been further consented to by the parties while referring to another communication by the Tehsildar. It is, thus, submitted that by recalling the said order while allowing the review application of review petitioner-respondent No.7 in the writ petition-Gram Panchayat, Dharchandna, learned Single Judge has, as such, tried to decide the issue on merits and the prayer, as such, was only for direction to enforce the earlier order to ensure that Diwali festival is celebrated peacefully.

Learned counsel for the review petitioner-respondent No.7 and learned counsel for respondent No.8-

Gram Panchayat, Bawat, have stated that learned Single Judge has only directed to recall the earlier order on the ground that they had not been heard when the order was passed. In such circumstances, there is no illegality in the order.

It is also a conceded fact that Diwali is to be celebrated, as per the counsel for respondent No.1, on three dates. Even otherwise, we are of the considered opinion that since the matter is still pending before the learned Single Judge and matter was taken up on 15.09.2025 and now is listed for 29.10.2025, at this stage, it would not be appropriate to pass any interim order. Resultantly, we request the learned Single Judge to take up the matter prior to said date and prior to Diwali, on immediately opening of the Court.

Resultantly, the writ petition, i.e. CWP No.12099 of 2024, be listed on 07.10.2025, before the Ld. Single Judge.

List this matter on **13.10.2025**.

(G.S. Sandhawalia)
Chief Judge

(B.C. Negi)
Judge

26th September, 2025
(Pardeep)