

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
CIVIL APPEAL NO(s). 8666 OF 2002

GRAM PANCHAYAT,VILLAGE SHAHZADPUR

Appellant (s)

VERSUS

DIRECTOR, CONSOLIDATION OF HOLDINGS &ORS

Respondent(s)

(With office report)

WITH Civil Appeal NO. 8673 of 2002

(With office report)

Date: 27/09/2011 These Appeals were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN
HON'BLE MR. JUSTICE A.K. PATNAIK

For Appellant(s) Mr. Ramesh sharma,Adv.
Ms. Shalu Sharma,Adv.

Mr. Parveen Kumar,Adv.
Mrs. Amita Gupta,Adv.

For Respondent(s) Mr. Sarup singh,Sr.Adv.
Dr. Meera Agarwal,Adv.
Mr. Ramesh Chandra Mishra,Adv.

Rr-Ex-Parte ,Adv

Mr. Vipin Gogia,Adv.
Ms. Jaspreet Gogia,Adv.

Mr. Manjit Singh,Adv.
Mr. Vivekta singh,Adv.
Mr. Kamal M.Gupta,Adv.

Mr. Ugra Shankar Prasad,Adv.

UPON hearing counsel the Court made the following

O R D E R

The appeals are dismissed in terms of the signed order.

1

(O.P. Sharma) (M.S. Negi)
Court Master Court Master
(Signed order is placed on the file)

2

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(s). 8666 OF 2002

GRAM PANCHAYAT,VILLAGE SHAHZADPUR

APPELLANT

VERSUS

WITH
Civil Appeal NO. 8673 of 2002

O R D E R

In a writ petition filed by the appellant before the Punjab & Haryana High Court, the question for consideration was whether the Gram Panchayat could claim ownership of Bachat Land. The High court by the impugned judgment dated 6.7.2000 dismissed the petition following the decision in Gurjant Singh vs. Commissioner, Ferozpur Division 2000 (2) RCR 437 and another decision.

The decision of the High Court in Gurjant Singh was challenged before this Court and this Court disposed of the appeal by order dated 27.8.2001 (State of Punjab vs. Gurjant Singh & Ors. in C.A.No.5709-5714/2001) by merely deleting the following passage from the decision of the High Court:

"This exercise, it appears, has not been done
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throughout the State of Punjab and Haryana and villages forming part of Union territory, Chandigarh even though there is a specific provisions for doing that.

This exercise be done as expeditiously as possible and preferably within six months, proceedings for re-partition much commence. Liberty to apply in the event of non compliance of directions, referred to above."

Learned counsel for the appellant and respondent submitted that these appeals may also be disposed of in terms of the decision of this Court in State of Punjab vs. Gurjant Singh & Ors. by making it clear that the aforesaid observations in Gurjant Singh followed in the decision in this case will not be applicable.

We accordingly clarify that the said direction in Gurjant Singh is deleted and not reiterated. Subject to the same, these appeals are dismissed.

.....J.
[R.V. RAVEENDRAN]

NEW DELHI
SEPTEMBER 27, 2011

.....J.
[A.K. PATNAIK]