

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

Civil Revision No.1250 of 2013 (O&M)

Date of decision: 20.04.2015

Ankit Arora

... Petitioner

versus

Bhakra Beas Management Board (I.W.) and others Respondents

II. Civil Revision No.2178 of 2013 (O&M)

Harbans Kaur and another

... Petitioners

versus

Bhakra Beas Management Board (I.W.) and others Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: Mr. Vivek K. Thakur, Advocate,
for the petitioners.

Mr. Kuldeep Tiwari, Advocate,
for respondent-BBMB.

1. Whether reporters of local papers may be allowed to see the judgment ? No.
2. To be referred to the reporters or not ? No.
3. Whether the judgment should be reported in the digest ? No.

K.Kannan, J. (Oral)

1. Revision petitions are against the orders declining the right of impleadment by persons, who claimed to be occupants of the property. The applications were filed in petitions for ejectment under the Public Premises (Eviction of Unauthorized Occupants) Act. The impleadment was sought making reliance of a policy said to have been issued by BBMB allowing for certain rights to present

occupants of the property. The grievance is that while similar applications had been allowed when they were brought at the instance of present occupiers, the present applications had been dismissed by practising invidious distinction between the same class of persons. The counsel for the BBMB will have serious objection to the plea that the petitioners are entitled to the benefit of policy at all.

2. I do not think it should be necessary for me to decide on the petitioners' rights, but at least I am convinced that as persons claiming to be in possession of the property from which eviction is sought, their presence as essential and the order declining the plea for impleadment was not justified.

3. The impugned orders are set aside. The petitioners are permitted to be impleaded as party respondents in the respective petitions before the Estate Officer. The Estate Officer will consider the respective petitioners' status as unauthorized occupants or not, depending on the evidence adduced before him. The civil revisions are allowed.

4. The counsel for the respondent seeks for expeditious disposal of the cases. He will use all his resourcefulness before the authority for such a process.

(K.KANNAN)
JUDGE

20.04.2015
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