

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

CWP No.12953 of 2015

Date of decision: 02.07.2015

Gram Panchayat Village Lawana

....Petitioner

Vs.

State of Haryana and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE RAJIVE BHALLA
HON'BLE MR. JUSTICE AMOL RATTAN SINGH.**

Present: Mr. Vivek Khatri, Advocate
for the petitioner.

Rajive Bhalla, J (Oral)

The petitioner prays for issuance of a writ of mandamus, directing respondents No.3 to 6 to remove encroachments made by respondents No.7 to 21, over Khasra Nos. 45, 46 and 98, situated in Khewat No.312, Khatauni No.403 of village Lawana, District Yamuna Nagar.

Counsel for the petitioner submits that despite ejectment order dated 26.05.2015, directing the eviction of respondents No.7 to 21 from a public path, the order is not being enforced for want of the presence of the Assistant Collector Ist Grade-cum-District Development and Panchayat Officer, Yamuna Nagar (respondent No.5) and the Block Development and Panchayat Officer, Mustafabad (respondent No.6).

We have heard counsel for the petitioner and perused the paper book.

A perusal of the paper-book reveals that respondents No.7 to 21 had been ordered to be evicted but the order of eviction is not being enforced on account of absence of the Assistant Collector Ist Grade-cum-District Development and Panchayat Officer, Yamuna Nagar and the Block Development and Panchyat Officer, Mustafabad.

The writ petition is disposed of with a direction to the Deputy Commissioner, Yamuna Nagar, to ensure the presence of the aforesaid officers. The Deputy Commissioner, Yamuna Nagar and the Superintendent of Police, Yamuna Nagar, are directed to ensure that adequate police help is provided to evict respondents No.7 to 21, in case they have not obtained any stay order from any Court of competent jurisdiction.

(Rajive Bhalla)
Judge

July 02, 2015
vcgarg

(Amol Rattan Singh)
Judge