

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Civil Writ Petition No.17512 of 2015

Date of Decision: August 24, 2015

Lakhvir Singh

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE JASPAL SINGH.

Present: Mr.Dinesh Kumar, Advocate, for the petitioner.
Mr.Rajesh Bhardwaj, Additional AG, Punjab.

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1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

Surya Kant, J. (Oral)

Notice of motion to respondent Nos.1 to 8 only at
this stage.

On our asking, Mr.Rajesh Bhardwaj, learned
Additional Advocate General, Punjab, accepts notice on their
behalf.

Let eight copies of the writ petition be supplied to
the State counsel during the course of day failing which this
order shall be automatically recalled and the writ petition shall
be deemed to have been dismissed for non-prosecution.

In view of the nature of order which we propose to
pass, it is not necessary to issue notice to respondent No.9-
Gram Panchayat or to seek any counter-reply from respondent
Nos.1 to 8 at this stage.

The petitioner is a resident of village Mehna, Tehsil
Malout, District Muktsar Sahib. He alleges that Khasra No.296

(43-1) is a public passage (road) and it has been encroached upon by some persons. Though the road is required to be maintained by PWD (B&R) Department but no action is being taken by those authorities or the Gram Panchayat of the village. Such an issue has been raised by the petitioner vide application dated 21.05.2015 (P-9) also.

We thus dispose of this writ petition without expressing any views on merits of the petitioner's allegations, with a direction to the Deputy Commissioner, Muktsar Sahib or other concerned authorities to take notice of the above-stated allegations and if the public passage has been actually encroached upon, let appropriate action for removal of such encroachment, in accordance with law, including observing principles of natural justice, be taken within a period of four months from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

August 24, 2015
mohinder

[JASPAL SINGH]
JUDGE