

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.7565 of 2015

Date of Decision:-29.04.2015

Mahinder Singh & Ors.

.....Petitioners.

Versus

State of Haryana & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Ram Bilas Gupta, Advocate for the Petitioners.

JASWANT SINGH, J.(ORAL)

The Petitioners are encroachers over the suit land, which concededly was owned by one Col. Sir Harinder Singh Brar and declared surplus. The said surplus land was allotted to various landless persons. The petitioners are not such allottees and they claimed to have come into unauthorised possession over sites on the said land.

They now by way of the instant writ petition claim a Mandamus for regularisation of their possession in the light of a decision of a Co-ordinate Bench of this Court rendered in CWP No.4464 of 1991 titled as “Adarsh Sabzi Mandi Samiti & Ors. Vs. State of Haryana & Ors.” Dated 30.06.2014 (Annexure P-5).

Learned Counsel for the petitioners prayed for a similar direction as contained in the order (P-11) whereby this Court had directed authorities to look into claims of the similarly situated persons.

After hearing learned Counsel for the petitioner this Court is not persuaded to interfere by invoking the writ jurisdiction of this Court. I am afraid, this Court is not inclined to issue any such directions since it is well settled that the Hon'ble Supreme Court has time and again deprecated the practice of direct issuing of such directions in the face of no established right as also by ignoring the provisions of law of limitation.

At this stage after arguing for sometime and having failed to convince the Court, learned Counsel for the petitioners prays for permission to withdraw the present writ petition.

Dismissed as withdrawn.

(JASWANT SINGH)
JUDGE

April 29, 2015
Vinay