

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

101

RSA No.4083 of 2005 (O&M)

Date of Decision: December 08, 2016

STATE OF HARYANA AND OTHERS

-APPELLANTS

VS

GRAM PANCHAYAT VILLAGE KALEHRI

-RESPONDENT

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Ashwani Kumar Saini, DAG, Haryana.

Mr. Parminder Singh, Advocate
for the respondent.

RAJ MOHAN SINGH, J. (ORAL)

In continuation of orders passed by this Court on 16.09.2016, 30.09.2016 and 21.10.2016, both the parties are present in the Court. Sarpanch of the Gram Panchayat, Kalehri, Smt. Pushpa Rani along with Mr. Rajesh Kumar, Block Development and Panchayat Officer, Ghraunda is present. Mr. Vijender Singh, Divisional Forest Officer, Karnal is present on behalf of the appellants. A written compromise (Ex.CX) duly supported by accompanying documents and application has been placed on record. The terms of compromise are as under:-

- 1. That both the parties have agreed that the first party- Forest Department will carry out plantation on both sides of Pundri Drain*

(Nala) as per Forest Department Rules and as per the notification of Haryana Government dated 27/04/1979.

2. That it is agreed that the second party will use the in between land for drainage purpose and both sides of the same used by the Forest Department for plantation and Technical Management.

3. That the second party has no objection of carrying out plantation in this Protected Forest land of both sides of Pundri Drain (Nala). The compromise separately arrived in the meeting of Gram Panchayat may be read as part and parcel of the present compromise. The copy of Gram Panchayat Resolution No.1 dated 19.11.2016 is enclosed.

4. That is therefore, accordingly prayed that the appeal may be disposed of in the terms of the compromise and may on the basis of resolution passed by the Gram Panchayat and both the parties will abide by the terms and conditions of the resolution arrived between the parties.

Both the parties are *ad idem* that this appeal may be disposed of in terms of compromise (Ex.CX).

Separate statements of Smt.Pushpa Rani, Sarpanch, Gram Panchayat, Kalehri and Mr. Vijender Singh, Divisional Forest Officer are being recorded.

In view of compromise (Ex.CX), this appeal is disposed of. Compromise (Ex.CX) be read as part of the decree.

**(RAJ MOHAN SINGH)
JUDGE**

December 08, 2016

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No