

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

**CWP No.14290 of 2016 (O&M)
Date of Decision:19.10.2016**

Hardev Singh and others Petitioners

Vs.

State of Punjab and others Respondents

CORAM:- HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present:- Mr. B.S. Sidhu, Advocate for the petitioners.

Mr. Anant Kataria, DAG, Punjab.

Mr. Mohinder Pal, Advocate for respondents
No.5 to 7.

RAKESH KUMAR JAIN, J.(Oral)

This petition is filed for seeking direction to the respondent to get the road marked “ABCD” in the site plan (Annexure P.1) cleared/ vacated from the unauthorised possession of respondents No.5 to 7, which is the only passage for ingress and egress to the houses of the petitioners, which also connects village Khialiwalwa to various other villages.

On the last date of hearing, i.e. 23.09.2016, counsel for the private respondents had submitted that whatever encroachment has been made by the private respondents for the purpose of construction of new path shall be removed before the next date of hearing. The case was thus adjourned to 6.10.2016.

Today, it is submitted by counsel for the private respondents that encroachment has been removed on 5.10.2016. Sh. Jagdish Singh,

SDO, PWD (B&R), Bathinda is present in Court and has stated that there is no encroachment on the land which is shown with letters “ABCD” in the site plan Annexure P.1 and the unauthorised possession of the private respondents has been removed. Accordingly, the present petition has become redundant and disposed of as such. However, liberty is granted to the petitioners to get it revived in case the land in question is tried to be encroached upon again by the private respondents or any other person.

October 19, 2016
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(RAKESH KUMAR JAIN)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No