

In the High Court of Punjab and Haryana at Chandigarh.

**CWP-19451 of 2016
Decided on 19.9.2016**

Smt. Sheela Sharma

Vs
The Collector, District SAS Nagar and others

--Petitioner

--Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.Shashank Sharma, Advocate, for the petitioner

Rakesh Kumar Jain,J: (Oral)

The petitioner has prayed for a writ in the nature of mandamus directing the respondents to remove the unauthorised occupants from her plot measuring 150 square yards.

After hearing learned counsel for the petitioner and examining the record, I am of the considered opinion that the cause shown by the petitioner in this petition is essentially of a civil nature for which the petitioner has to lead both oral as well as documentary evidence, firstly to prove her right over the property in question and secondly to seek possession of the property which has been unauthorisedly occupied by the respondents. This cannot be decided in the writ petition.

Disposed of.

The petitioner may, if so advised, file a civil suit for declaration and possession.

19.9.2016
rr

(Rakesh Kumar Jain)
Judge

Whether Speaking/Reasoned:
Whether Reportable:

Yes/No.
Yes/No