

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Civil Writ Petition No.5848 of 2016

Date of Decision: March 30, 2016

Jaswant Singh

....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE P.B.BAJANTHRI.

Present: Mr.D.D.Bansal, 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 3 only at
this stage.

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

Let three 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 seek any counter-reply from
respondent Nos.1 to 3 or to serve private-respondent Nos.4 to
7 at this stage as no order on merits prejudicial to their
interest is being passed.

The petitioner seeks action against former and present Sarpanch of the Gram Panchayat of his village Attapur, Tehsil and District Fatehgarh Sahib, on the plea that they have colluded with respondent Nos.4 & 5 who are said to have encroached upon the shamlat deh/Gram Panchayat land and are not vacating the same despite eviction orders passed against them way back and attained finality in the year 2012.

Since the only issue which requires immediate attention of the authorities pertains to implementation of eviction orders said to have attained finality, we dispose of this writ petition with a direction to the Deputy Commissioner, Fatehgarh Sahib to hold a fact-finding enquiry and issue necessary instructions to the Gram Panchayat or other authorities to ensure implementation of the eviction orders, if there is no legal impediment against execution thereof. The needful shall be done within a period of three months from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

March 30, 2016
mohinder

[P.B.BAJANTHRI]
JUDGE