

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Civil Writ Petition No.7212 of 2016

Date of Decision: April 22, 2016

Shinder Singh and othersPetitioners

versus

State of Punjab and othersRespondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.
HON'BLE MR.JUSTICE A.B.CHAUDHARI.

Present: Mr.Ashok Kumar Sama, Advocate, for the petitioners.

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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)

The petitioners are Panches of the Gram Panchayat of Village Sher Mohammad Mahigir, Block Guruharsahai, Tehsil Jalalabad, District Fazilka. They allege that some residents of the village including the private-respondents have in collusion with the Sarpanch, encroached upon the Gram Panchayat land comprising streets and ponds and no action is being taken for their eviction. The petitioners have further alleged that fresh constructions are being raised by the unauthorized occupants to whom some residential plots have also been illegally allotted. On this premise, the petitioners seek a direction for eviction of the unauthorized occupants and suitable action against the Sarpanch.

As the facts would speak for themselves, various disputed questions of facts are raised by the petitioners. The

possibility of political rivalry between the Panches and Sarpanch also cannot be ruled out. Be that as it may, having regard to the allegations of encroachment over the Gram Panchayat land, we dispose of this writ petition with a direction to the Deputy Commissioner, Fazilka and the DDPO, Fazilka to hold a fact finding enquiry and take necessary remedial action against the encroachers, if any, in accordance with law, within a period of four months from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

April 22, 2016
mohinder

[A.B.CHAUDHARI]
JUDGE