

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Civil Writ Petition No.7800 of 2016

Date of Decision: April 28, 2016

Surender Bhushan

....Petitioner

versus

State of Haryana and others

.....Respondents

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

Present: Ms.Ramandeep Kaur, Advocate for
Mr.Vikram Singh, Advocate, for the petitioner.

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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 petitioner is a resident of village Samora, Tehsil Indri, District Karnal. He alleges that land of Johar/Pond/Phirni has been encroached upon by some residents of the village against whom no action is being taken by the Gram Panchayat.

Since the alleged encroachers are not impleaded as party-respondents, it is not expedient for this Court to express any views on the petitioner's allegations. Suffice it would be to dispose of this writ petition with a direction to the Deputy Commissioner, Karnal, to depute some officer like B.D.P.O. etc. and after a fact-finding enquiry, let necessary instructions be issued to the Gram Panchayat to remove the illegal

encroachments, if any. However, in the event of inaction on the part of the Gram Panchayat, the petitioner himself can file a petition under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961, as applicable to the State of Haryana.

The needful shall be done within a period of four months from the date of receiving a certified copy of this order.

Dasti.

[SURYA KANT]
JUDGE

April 28, 2016
mohinder

[A.B.CHAUDHARI]
JUDGE