

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

Civil Writ Petition No.9884 of 2016

Date of Decision: May 19, 2016

Surjit Kaur

....Petitioner

versus

State of Punjab and others

.....Respondents

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

Present: Mr.Dinesh Kumar, 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 Rampur Sahiewal, Tehsil Nabha, District Patiala. She alleges that the Gram Panchayat or other authorities are taking no action for removal of unauthorized encroachments from the Gram Panchayat land. It is further alleged that respondent No.6 is in unauthorized possession of the Gram Panchayat land against whom eviction petition filed under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 was allowed and eviction order has attained finality. It is also alleged that the authorities have failed to restore possession in favour of the Gram Panchayat. In fact, the District Magistrate, Patiala vide letter dated 12.10.2015 (P-2) asked the Senior Superintendent of Police, Patiala, to deploy police force including

lady police so that possession could be taken. However, nothing has been done so far.

Having heard learned counsel for the petitioner but without expressing any views on merits of the allegations moreso when we have not heard respondent No.6 at this stage, the instant writ petition is disposed of with a direction to the Deputy Commissioner, Patiala, to ascertain the correct facts and if the allegations made by the petitioners are found correct that the eviction order has attained finality, let further action strictly in accordance with law and principles of natural justice, be taken within a period of three months from the date of receiving a certified copy of this order.

Ordered accordingly.

Dasti.

**[SURYA KANT]
JUDGE**

May 19, 2016
mohinder

**[A.B.CHAUDHARI]
JUDGE**