

**IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH.**

COCP No.2408 of 2016 (O&M)  
Date of decision: March 06, 2017

Narinder Kaur

...Petitioner

Versus

Sh. Viswajeet Khanna and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA**

Present: Mr. Inderpal Singh Parmar, Advocate for the petitioner.  
Mr. V. Ram Swaroop, Addl. A.G. Punjab.

**Rajan Gupta, J.(oral)**

Learned State counsel submits that a speaking order, Annexure R-1 has been passed by Principal Chief Conservator of Forest, Punjab. He has referred to paras 3 and 4 thereof, which reads as under:-

“3. That in compliance with the orders dated 18.2.2016, passed by the Hon'ble High Court, the claim of the petitioner over the trees was duly considered and decided by passing speaking order dated 7.9.2016, copy of it is attached as Annexure R/1. It is pertinent to mention here that the said speaking order was duly sent to the petitioner through registered post dated 21.10.2016. A copy of the receipt is enclosed herewith as Annexure R/2.

4. That it is humbly submitted that the land in question belongs to forest department as per notification No.1958-Ft(VI)65/1347 dated 22.4.1965 issued under Section 29 of Indian Forest Act, 1927. It is pertinent to bring to the notice of Hon'ble Court that claim over the land in question was also raised by the Gram Panchayat, Mand Chaunta against the Divisional Forest Officer, Ludhiana before the court of Collector-cum-District Development Panchayat Officer, Ludhiana under Punjab Village Common Land Regulation Act, 1961. The said claim has been rejected vide order dated 21.6.1996. A copy of which is attached herewith as Annexure R/3.”

Apart from above, in order Annexure R-1, Forest Department has claimed that possession of land in question is with the Forest Department and it is bound to protect the same. As speaking order has been passed, this petition is rendered infructuous and same is hereby dismissed as such.

**(RAJAN GUPTA)**  
**JUDGE**

March 06, 2017  
'Rajpal'

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|-----------------------------|----------|
| Whether speaking / reasoned | Yes / No |
| Whether Reportable:         | Yes / No |