

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

CWP No.11644 of 2015 (O&M)

Date of decision: September 15, 2017

Mewa Singh and others

...Petitioners

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Sanchit Punia, Advocate for the petitioners.
Mr. Sidharth Sanwaria, DAG, Haryana.
Mr. Bikram Chaudhary, Advocate for respondent No.3.
Mr. Jasmer Rozera, Advocate for
Mr. S.S. Malik, Advocate for respondents No.5 to 7.

Rajan Gupta, J.(oral)

Status report by way of affidavit of Sumedha Kataria, Deputy Commissioner, Kurukshetra has been filed in court. Same is taken on record. Learned State counsel has referred to paras 2 & 3 thereof. Same read as under:-

“2. That in compliance of the above said order the answering respondent directed to Tehsildar, Thanesar and Executive officer, Municipal Council, Thanesar vide letter No.2657/2658/LFA dated 18.08.2017 that action taken regarding demarcation the encroached by Sh. Nasib Singh and Sh. Karam Singh sons of Sh. Atma Ram, r/o Dera Khera, District Kurukshetra on the 100 feet road on Azad Nagar, Thanesar, District Kurukshetra and the demarcation done by Municipal Engineer, Thanesar, Kurukshetra and Executive Officer, Thanesar, Kurukshetra, Naib Tehsildar, Thanesar, Kannugo, Patwari and District Town Planning office Patwari dated 19.08.2017.

As per the revenue records, it is found that there is an encroachment on the 100 feet related to the revenue department road and Municipal Council, Thanesar and in between of T.P. Scheme 6B

and 6C and the same has been removed at the site by Executive Officer, Thanesar, Kurukshetra and Municipal Engineer, Thanesar, Kurukshetra on dated 29.08.2017 in the presence of Duty Magistrate with the help of Police. Executive Officer, Municipal Council, Thanesar has sent his report along with CD vide letter No.641/MCT dated 31.08.2017 to the office of answering respondent, attested as Annexure R-1 and R-2.

3. That the whole encroachment in the path in question already has been removed and no encroachments exist on the land as was alleged by the petitioner. No further action is required on the part of the respondent.”

In view of above, no cause of action survives in this petition.

Same is hereby disposed of as having been rendered infructuous.

(RAJAN GUPTA)
JUDGE

September 15, 2017
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No