

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

CWP No. 15180 of 2015 (O&M)

Date of decision: 22.3.2017

Hari Singh .. Petitioner  
VS  
The State of Punjab and others .. Respondents

**Coram: Hon'ble Mr. Justice Rajesh Bindal  
Hon'ble Mr. Justice Harinder Singh Sidhu**

**Present:** Mr. Onkar Rai, Advocate, for the petitioner.  
Mr. Piyush Bansal, Deputy Advocate General, Punjab.  
Mr. Pankaj Bali, Advocate, for respondent no.6.

**Rajesh Bindal, J.**

Prayer in the present writ petition is for a direction to respondent no.2 to take disciplinary action against respondent no. 6- Sarpanch of Gram Panchayat of village Threake, Tehsil and District Ludhiana. The contention of the petitioner is that the Sarpanch had encroached upon the *shamlat* land.

There was earlier litigation between the parties with reference to the alleged encroachment by respondent no.6. CWP No. 22600 of 2014 Gurdeep Singh vs The State of Punjab and others, was filed by respondent no.6 raising objection to the demarcation carried out earlier. The writ petition was disposed of on 5.11.2014 giving liberty to the petitioner therein to file objections to the demarcation report, which were to be disposed of by passing a speaking order. Admittedly, thereafter the demarcation was carried out on 10.1.2015 and respondent no.6 was not found to be in possession of any *shamlat* land.

Though the stand sought to be taken by learned counsel for the petitioner is that the land encroached upon by respondent no.6 was vacated during the interregnum, however, we are not going into this aspect, as the objections to the earlier demarcation report raised by respondent no.6 were accepted, as he was not found to be in unauthorized possession of the panchayat land.

For the reasons mentioned above, we do not find any merit in the present writ petition. The same is accordingly dismissed.

(Rajesh Bindal)  
Judge

22.3.2017  
vs

(Harinder Singh Sidhu)  
Judge

Whether speaking/ reasoned  
Whether Reportable

Yes/No  
Yes/No