

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.20079 of 2017.

Date of Decision: September 06, 2017

Bijender Singh and others

.....Petitioners

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.Sachin Mittal, Advocate, for the petitioners.

-.-

Surya Kant, J. (Oral)

The petitioners are Sarpanch, Panches and residents of village Bhanwar, Tehsil Ganaur, District, Sonapat. They allege that private-responder Nos.6 to 15 have been found to have encroached upon the Gram Panchayat land fully described in the head-note of the writ petition which includes a public passage also. It is averred that demarcation was carried out by the official-respondents in which encroachment by private-respondents stands established. On this premise, a direction is sought to the official-respondents for removal of the encroachment.

In our considered view, the petitioners have got an efficacious alternative remedy under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961, as applicable to the State of Haryana, where they can rely upon the demarcation report etc. as a proof to support their plea re: encroachment by the private-respondents. The Court of ACIG concerned is directed to decide the eviction petition as may be filed by the petitioners or any resident of the village, within a period of six months from the date of its

The writ petition stands disposed of accordingly.

Dasti.

[SURYA KANT]
JUDGE

September 06, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

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