

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

CWP No. 24198 of 2016(O&M)

Date of decision: 08.05.2017

Ram Partap and ors.

.. Petitioners

vs.

State of Punjab and ors.

.. Respondents

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

Present:- Mr. Nakul Sharma, Advocate
 for the petitioners.

Rajesh Bindal, J.

Challenge in the present petition is to the orders (Annexures P-12 and P-14) dated 30.05.2014 and 26.05.2016, respectively, passed by District Development and Panchayat Officer (exercising the powers of Collector), Sangrur and the Joint Development Commissioner (IRD) (exercising the powers of Commissioner), SAS Nagar, accepting the petition filed by the Gram Panchayat under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 (for short, 'the Act') and the appeal filed by the petitioners against the order passed by the Collector was dismissed by the Joint Development Commissioner (IRD).

The only contention sought to be raised by the petitioners is that the Gram Panchayat had failed in two rounds of litigation earlier, however, he did not dispute the fact that in the petition filed by the Gram Panchayat under Section 11 of the Act this Court, finally, in CWP No. 11405 of 1998 decided on 31.10.2012 held the Gram Panchayat as owner of the property, the same being shamlat deh. Eviction proceedings were initiated by the Gram Panchayat after the dismissal of the aforesaid writ petition filed by the petitioners.

In the light of the aforesaid factual matrix, we do not find any error in the orders passed by the authorities below, once it has been established upto this Court that the petitioners have no right, title or interest in the property in question.

The writ petition is accordingly dismissed.

(Rajesh Bindal)
Judge

(Harinder Singh Sidhu)
Judge

08.05.2017
dinesh

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