

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

CWP No.26581 of 2014
Date of decision : 03.04.2017

Rishipal and another

...Petitioners

Versus

Deputy Commissioner, Jind and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL.

Present: Mr. Akshay Bhan, Sr. Advocate with
Mr. Santosh Sharma, Advocate for the petitioners.

Mr. Sandeep Singh Mann, Sr. DAG, Haryana.

AMIT RAWAL, J. (Oral)

The grievance sought in the present writ petition by the petitioners is as follows:-

“For issuance of a writ in the nature of mandamus directing the official respondents to ensure that the petitioners are handed over the possession and allowed construction over the land measuring 8 marlas purchased by them as far back as seven years ago vide two sale deeds (Annexure P-2 and P-3), falling in Khasra No.87//4/2 comprised in Khewat/Khata No.427/696 in Revenue Estate Pahlwan, Sub Tehsil Uchana.

For issuance of writ in the nature of mandamus directing the respondents to stop the illegal interference over the petitioners land by the respondent No.4, in contravention to the demarcation reports which clearly

show that the land in question belongs to the petitioners.”

Learned counsel for the petitioners submits that petitioners have purchased property from one Swami Ganesh Nand, who had already donated the land to the Government. He has relied upon the demarcation report (Annexure P-10) for seeking possession of the land.

The petitioners have efficacious remedy of filing the civil suit by proving the demarcation report but not in the Writ Court.

Resultantly, present writ petition stands disposed of with the aforementioned observations that the petitioners can seek vindication of their grievance by filing suit for possession and by proving the demarcation report in accordance with law.

03.04.2017

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**(AMIT RAWAL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No