

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CWP No.25612 of 2017

Date of Decision: November 09, 2017

Sham Lal and others

. . . . Petitioners

Vs.

Deputy Commissioner, Ambala and others

. . . . Respondents

CORAM: - HON'BLE MR. JUSTICE RAKESH KUMAR JAIN

Present: Mr.R.S. Manhas, Advocate,
for the petitioners.

RAKESH KUMAR JAIN, J.

The petitioners have prayed for the issuance of a writ in the nature of mandamus to direct respondents No.1 to 3 to register a criminal case against respondent No.4 for cutting the trees from the land of Gram Panchayat falling in Khasra No.106 and also to direct respondents No.1 to 3 to re-demarcate the rasta comprised in Khasra No.106, which has illegally been encroached by respondent No.4.

It is not disputed that the land in question has already been demarcated by Phool Singh, Patwari as per the orders of the BDPO in which he has reported that respondent No.4 has cut the trees from his own land and also reported that the petitioners are the encroachers on the rasta falling in Khasra No.106. The petitioners have alleged that the said demarcation report is not correct and have prayed for the re-demarcation.

I have heard learned counsel for the petitioners and after perusal of the record, am of the considered opinion that there is no question of

re-demarcation because if the demarcation is not acceptable to the petitioners then they should have challenged the same in accordance with law.

In view thereof, I do not find any merit in the present petition and the same is hereby dismissed.

NOVEMBER 09, 2017

Vivek

(RAKESH KUMAR JAIN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>