

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.26272 of 2017.

Date of Decision: November 17, 2017

Kailash Chander

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.Satbir Gill, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The petitioner is a resident of village Talwandi Rana, Tehsil and District Hisar. He has made a complaint against Sarpanch of the Gram Panchayat of his village (respondent No.6) alleging *inter-alia* that she has decided to withdraw an eviction petition filed by the earlier Gram Panchayat under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961, as applicable to the State of Haryana, against the encroachers including her own brother-in-law. According to the petitioner, such a resolution passed by the Gram Panchayat headed by respondent No.6 amounts to misconduct. He has thus made a complaint to the B.D.P.O. and other authorities to take action against the Sarpanch.

It appears that the said complaint has already been dealt with by the B.D.P.O. though no formal order passed thereupon has been conveyed to the petitioner. It further appears that the petitioner has an axe to grind against the Sarpanch and for that reason alone, the instant writ petition has been filed.

Be that as it may, without expressing any views on merits of the

allegations, we dispose of this writ petition with a direction to the B.D.P.O.,

Block-1, Hisar to convey the decision taken on the petitioner's complaint to him, leaving it open to the petitioner to initiate eviction proceedings against the alleged encroachers, if so advised, for which Section 7 of the 1961 Act fully authorises him.

Ordered accordingly.

[SURYA KANT]
JUDGE

November 17, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

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