

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

CWP No.26279 of 2017

Date of Decision: November 17, 2017

Harfool Numbardar

..... Petitioner

Vs.

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: - Mr.Naveen Singh Panwar, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J. (ORAL)

This petition is filed by the Numbardar of the village, who has alleged that respondents No.8 to 11 are in illegal possession of the Panchayat land. He has thus prayed that a direction be issued to respondents No.1 to 5 to investigate the matter and take legal action against respondents No.8 to 11.

I have heard learned counsel for the petitioner and after examining the record, am of the considered opinion that the petitioner has a statutory remedy under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 (as applicable to Haryana) as per which any inhabitant of the village either himself or through the Gram Panchayat may make an application for seeking eviction of unauthorized occupant from the Panchayat land, therefore, since the petitioner has a statutory remedy under the aforesaid statute, therefore, this petition, invoking the extraordinary jurisdiction of this Court, is not maintainable.

Faced with this observation, learned counsel for the petitioner
prays for withdrawal of the petition in order to avail the statutory remedy.

Dismissed as withdrawn.

Liberty granted.

NOVEMBER 17, 2017

Vivek

**(RAKESH KUMAR JAIN)
JUDGE**

Whether speaking /reasoned : Yes/No

Whether Reportable : Yes/No