

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.26563 of 2017.

Date of Decision: November 21, 2017

Rajrup and others

.....Petitioners

versus

The Commissioner, Rohtak Division and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.Rajender Singh Malik, Advocate, for the petitioner.

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Surya Kant, J. (Oral)

The instant writ petition has been filed alleging that the respondent-Gram Panchayat is hellbent to dispossess the petitioners from the land in dispute even though no eviction order under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961, as applicable to the State of Haryana, has been passed.

In our considered view, for the aforesaid limited purpose, namely, that the petitioners be not dispossessed except in due course of law, the petitioners can approach the Civil Court also regardless of the fact that jurisdiction of the Civil Court for resolving title disputes between the proprietors and the Gram Panchayat is expressly barred.

With liberty aforementioned, the writ petition is disposed of.

[SURYA KANT]
JUDGE

November 21, 2017

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Whether speaking/reasoned

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Yes/No

Whether Reportable

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Yes/No