

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

**CWP-8248-2016 (O & M)
Date of decision: 13.11.2017**

Gram Panchayat Saidpur

....Petitioner(s)

V/s

State of Punjab and ors.

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Ms. Swati Verma, Advocate, for the petitioner.

Mr. Vikas Mohan Gupta, Addl.A.G., Punjab.

Mr. Naresh Prabhakar, Advocate, for respondent No.6.

Rajan Gupta, J. (Oral)

Petitioner has sought a direction that it be permitted to raise a gate in the memory of Shaheed Baba Bir Singh Ji in village Saidpur, Block Sultanpur Lodhi, District Kapurthala. It has been urged before the court that necessary permission was granted by the PWD Department and construction was started. However, impugned letter dated 26.04.2016 (Annexure P-4) was received informing that part of the land is owned by the Forest Department. In view of the same, the construction has come to a stand still.

At this stage, learned State counsel submits that the matter can be examined by the Deputy Commissioner, Kapurthala, after perusing the record.

The petition is disposed of with the direction that Deputy Commissioner, Kapurthala, may afford an opportunity of hearing to the parties and take appropriate decision in the matter at the earliest, in any case,

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not later than 03 months. In case, any cause of action survives, petitioner shall be at liberty to avail appropriate remedy.

A copy of this order be forwarded to the Deputy Commissioner, Kapurthala.

November 13, 2017
sukhpreet

(RAJAN GUPTA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No