

HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-29502-2017

Date of Decision: December 21, 2017

Balwinder Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT
HON'BLE MR. JUSTICE SUDHIR MITTAL

- | | | |
|----|---|---------|
| 1. | To be referred to the Reporters or not? | Yes/No |
| 2. | Whether the judgment should be reported in the Digest? | Yes/No. |
| 3. | Whether Reporters of local papers may be allowed to see the judgment? | Yes/No |

.....

Present: Mr.J.S.Thind, Advocate for the petitioner.

.....

SURYA KANT, J.

The petitioner is a resident of village Kotla Khurd, Tehsil and District Amritsar. He alleges that the public street of his village which vests in Gram Panchayat, has been encroached upon by the private respondents and no action is being taken for removal of encroachment though it stood established in the demarcation report dated 15.12.2009. We find from the record that the petitioner has already approached the authorities and served them with a legal notice also, agitating the above-stated grievance.

[2] In this view of the matter and without expressing any views on the merits of the case, more so when we have not heard the private respondents at this stage, the writ petition is disposed of with a direction to DDPO, Amritsar to get a fact finding enquiry conducted and if it is found

that there is any encroachment in public street, let appropriate action in

accordance with law be taken against all the encroachers within a period of four months from the date of receipt of a certified copy of this order.

**(SURYA KANT)
JUDGE**

December 21, 2017
meenuss

**(SUDHIR MITTAL)
JUDGE**

- | | |
|---------------------------------------|---------------|
| 1. Whether speaking/reasoned ? | Yes/No |
| 2. Whether reportable ? | Yes/No |