

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Writ Petition No.29645 of 2017

Date of Decision: December 22, 2017

Gram Panchayat Mirzapur

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT.

HON'BLE MR.JUSTICE SUDHIR MITTAL.

Present: Mr.Vikram Singh, Advocate, for the petitioner.

Mr.Rajesh Bhardwaj, Senior DAG, Punjab.

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Surya Kant, J. (Oral)

Notice of motion to respondent Nos.1 to 7 only at this stage.

On our asking, Mr.Rajesh Bhardwaj, learned Senior Deputy Advocate General, Punjab, accepts notice on their behalf.

Let seven copies of the writ petition be handed-over to him during the course of day failing which this order shall be automatically recalled and the writ petition shall be deemed to have been dismissed for non-prosecution.

In view of the nature of order which we propose to pass, it is not necessary to seek any counter-reply from respondent Nos.1 to 7 or to serve respondent No.8 at this stage as no order prejudicial to their interest is being passed.

The petitioner is a Gram Panchayat of village Mirzapur, Tehsil and District Nawanshahar. Its grievance is that though the eviction order passed under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 has attained finality but the official respondents have failed to

execute the same despite repeated requests sent by the B.D.P.O.,

Nawanshahar and the Gram Panchayat. It is alleged that police help has not been provided to remove the illegal possession due to which the eviction order is yet to be executed.

Having heard learned counsel for the petitioner and keeping in view the nature of relief sought in this case but without expressing any views on merits of the allegations, the instant writ petition is disposed of with a direction to the Deputy Commissioner, Nawanshahar and Senior Superintendent of Police, Nawanshahar to redress the above-mentioned grievance of the petitioner-Gram Panchayat and provide necessary help in accordance with law for giving effect to the eviction order provided that there is no other legal impediment against execution of the same.

Ordered accordingly.

Dasti.

[SURYA KANT]
JUDGE

December 22, 2017
mohinder

[SUDHIR MITTAL]
JUDGE

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