

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

CWP No.15836-2018

Date of Decision : 04.07.2018

Teja Singh and others

....Petitioners

Versus

The State of Punjab and others

....Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER
HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

...

Present: Mr. R.K.Verma, Advocate
for the petitioners.

...

MAHESH GROVER, J. (Oral)

The petitioners have made the following prayer :-

“Civil Writ Petition under Articles 226/227 Constitution of India praying for issuance of writ of Mandamus or any writ order or direction be issued directing the respondent No.3 forebear from treating the land in dispute as the property of the Gram Panchayat with further prayer for issuance of writ of mandamus restraining the respondent No.3 from interfering in the peaceful possession of the petitioners over the land in dispute.”

They allege continuous possession and usage of the land from which the Gram Panchayat has been attempting to dispossess them on the ground that the suit land belongs to the Gram Panchayat.

On consideration of the matter, we are of the opinion that the present petition is misconceived. The petitioners if in legitimate possession of the suit land would have remedies in law and prove so

by producing cogent material in the shape of revenue record to establish the legitimacy of their possession. There is nothing on record to suggest that the Gram Panchayat has indeed ventured to dispossess the petitioners. Looking at the facts in totality and in view of the alternate remedies available to the petitioners to establish their title and legitimacy of possession we would decline interference, leaving the petitioners to their remedies in law.

Dismissed.

(MAHESH GROVER)
JUDGE

04.07.2018
dss

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No