

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

CWP No.7947 of 2018

Date of decision : 02.04.2018

Harbans Singh and others

.....Petitioners

Versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present : Mr. Manish Kumar Singla, Advocate for the petitioners.

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DAYA CHAUDHARY, J. (Oral)

The present petition has been filed for issuance of a writ in the nature of mandamus directing respondents No.2 to 4 to take legal action against respondents No.5 and 6 for not removing the encroachments made by them over the passage.

Learned counsel for the petitioners submits that respondents No.5 and 6 are taking undue advantage of their position being Sarpanch and Panch of the Gram Panchayat of the village. In spite of communication between the official authorities, no action has been taken. On the asking of the concerned authority, police protection was also granted but still no action has been taken. On the basis of application moved by the petitioners, subsequently letters were sent to the concerned authorities. Learned counsel further submits that the petitioners would be satisfied in case the

directions are issued by this Court to respondent No.3 *i.e.* District Development and Panchayat Officer, Fatehgarh Sahib to take necessary action.

Keeping in view of the submissions made by learned counsel for the petitioners, the present petition is disposed of with a direction to respondent No.3 to take action in accordance with law and in case he comes to the conclusion that the street/passage in question has been encroached upon by respondents No.5 and 6 or any other person, action be taken in accordance with law within a period of two months from the date of receipt of certified copy of this order.

02.04.2018

sunil yadav

**(DAYA CHAUDHARY)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No