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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP-1377-2014 (O&M)
Date of decision: 25.11.2019

JAI CHAND

.. PETITIONER

VERSUS

SHRI BALRAJ AND OTHERS

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Sanjiv Gupta, Advocate
for the petitioner.

Mr. Himanshu, Advocate for
Mr. Vikram Singh, Advocate
for the applicant-Karambir.

Mr. Gagandeep Singh Wasu, Addl. AG, Haryana.

AVNEESH JHINGAN, J. (Oral)

The petitioner was in litigation raising the grievance that his house existing in Khasra No. 146/ 19 & 22 at Village Kalsora District Karnal was being demolished on the ground that it was constructed on the *raasta*. The case of the petitioner was that the *raasta* was abutting his house. The matter was ultimately decided in LPA No. 105 of 2009 vide order dated 19.01.2010. It was held that the house of the petitioner existed after 1988 consolidation and only the prayer of the petitioner for additional land was declined by the authorities. The order of the learned Single Judge was modified and the directions were issued to the respondents that they shall not disturb the house of the petitioner which was in existence on 05.12.2000.

The grievance raised in the present contempt petition is that after the decision of the LPA, the respondents started demarcating the said land and were in process to demolish the house.

Learned State counsel submits that the demarcation was done as there was certain allegations that the petitioner was encroaching the abutting *raasta* also. He submits that portion of the house as it existed on 05.12.2000 will not be demolished and in case there is any encroachment, before proceeding further, advance notice giving reasonable time to the petitioner would be given.

Learned counsel for the petitioner submits that in view of the statement made by the learned State counsel, no grievance survives for pursuing the present contempt petition.

The contempt petition is disposed of.

25th November, 2019
shabha

(AVNEESH JHINGAN)
JUDGE

Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*