

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

355

RSA No.3973 of 2001 (O&M)

Date of decision: 09.01.2019

Atma Ram (deceased) through LRs

..... Appellant

Versus

Balwant Singh and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Hari Om Sharma, Advocate
for the appellant.

ANIL KSHETARPAL, J. (ORAL)

Plaintiff-appellant is in the regular second appeal against the judgment passed by learned First Appellate Court reversing the judgment of the trial Court.

The plaintiff had prayed for passing a decree for permanent injunction restraining the defendants from interfering in his peaceful possession.

Learned counsel for the appellant has submitted that the Gram Panchayat, Dasora has also initiated proceedings under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 as applicable to State of Haryana. Such being the position, it is apparent that the action is being taken against the appellant in accordance with law. In these circumstances, the apprehension of the plaintiff-appellant does not exist.

Hence, the appeal is disposed of.

Needless to say that the authorities under the Punjab Village

Common Lands (Regulation) Act, 1961 shall decide the petition without being influenced by the orders passed by the Civil Court.

09.01.2019
Dinesh Bansal

(ANIL KSHETARPAL)
JUDGE

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