

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CWP No. 12510 of 2019  
*Date of Decision: 31.10.2019*

SITAR MOHD. ... Petitioner  
VS.  
STATE OF PUNJAB AND OTHERS ... Respondents

CORAM: HON'BLE MR. JUSTICE RAKESH KUMAR JAIN.  
HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Saurabh Kaushik, Advocate,  
for the petitioner.  
  
Mr. Amit Mehta, Senior DAG, Punjab,  
for respondent No. 1 to 4.  
  
Mr. J.S. Bandohal, Advocate,  
for respondent No. 6.

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RAKESH KUMAR JAIN, J. (Oral)

In this petition, the petitioner has prayed for the issuance of a writ in the nature of *mandamus* for seeking a direction to respondents No. 1 to 6 to remove respondents No. 7 to 11 from the illegal possession of the *gair mumkin* passage.

After going through the prayer made by the petitioner, we are of the considered opinion that the present writ petition is totally mis-conceived and therefore, the same is hereby dismissed but liberty is still granted to the petitioner to file an appropriate petition/application in accordance with law for the purpose of eviction of the unauthorized occupants from the land which vests in the respondent-Gram Panchayat.

Dismissed as withdrawn.  
Liberty granted.

(RAKESH KUMAR JAIN)  
JUDGE

October 31, 2019

Ess Kay

(SUVIR SEHGAL)  
JUDGE

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