

IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH

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CWP No. 18601 of 2019

Date of decision: 11.07.2019

KASHMIR SINGH

...PETITIONER

VS.

STATE OF PUNJAB AND ORS

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Dinesh Nagar, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court praying for issuance of a writ of mandamus directing the official respondents to get the 8 Kanal and 7 Marlas of land restored from respondent No. 4-Karnail Singh, which, according to the petitioner, was a stretch of road leading to Rahon to Machhiwara and was in existence since 1962-63.

The prayer of the counsel for the petitioner cannot be accepted in the light of the fact that civil suit preferred by respondent No. 4-Karnail Singh for possession of the land measuring 8 Kanal and 7 Marlas, wherein the State of Punjab and The Collector, Shaheed Bhagat Singh Nagar were parties, stood decreed on 09.12.2013, appeal against which preferred by the State was dismissed by the learned District Judge, Shaheed Bhagat Singh Nagar on 01.12.2014 as well as the judgment and decree passed in Regular Second Appeal, which was preferred by the State, has attained finality and

the possession of the land has been handed over to the said respondent No. 4 in an execution application, which was preferred by him, copies of these judgments and decree and the order passed by the Court below have been appended along with the writ petition.

The writ petition, therefore, stands dismissed.

July 11, 2019

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable : Yes/No