

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

CWP-27913-2019

Date of Decision: 27.09.2019

Sohan Singh

. Petitioner

Vs.

State of Punjab and others

. Respondents

**CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN
HON'BLE MR.JUSTICE ARUN KUMAR TYAGI**

Present: - Mr.Tejinder Pal Singh, Advocate,
for the petitioner.

RAKESH KUMAR JAIN, J.

The petitioner is aggrieved against the orders dated 21.10.2013 passed by respondent No.2 and 10.5.2019 passed by respondent No.1 by which a petition under Section 11 of the Punjab Village Common Lands (Regulation) Act, 1961 [for short 'the Act'], filed by the petitioner against respondent No.3, has been dismissed.

In short, the petitioner filed a suit under Section 11 of the Act for seeking a declaration about his ownership over the land in question. The suit was dismissed by respondent No.2 on 21.10.2013 against which the petitioner had filed an appeal but it also met with the same fate on 10.5.2019.

Although counsel for the petitioner has vehemently argued that the finding recorded by both the authorities are patently erroneous but he could not refer to any evidence on record to show as to how he had become the owner of the land in dispute for which he had sought the declaration by filing a suit under Section 11 of the Act rather it has been found that the

Gram Panchayat has been recorded as owner of the land in dispute in the revenue record. Thus, in the absence of any evidence in favour of the petitioner that he is the owner of the property in dispute, there is no error committed by both the authorities in dismissing the petition filed by the petitioner under Section 11 of the Act.

In view of the aforesaid facts and circumstances, there is hardly any merit in this petition for the purpose of interference and hence the same is hereby dismissed though without any order as to costs.

(RAKESH KUMAR JAIN)
JUDGE

(ARUN KUMAR TYAGI)
JUDGE

27.09.2019

Vivek

Whether speaking /reasoned : *Yes/No*

Whether Reportable : *Yes/No*