

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

**CWP-31472-2019(O&M)  
Date of decision-15.11.2019**

**Jagdish and others**

**...Petitioners**

**Vs.**

**State of Haryana and others**

**...Respondents**

**CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN**

Present: Mr. Ashok Tyagi, Advocate  
for the petitioner(s).

Mr. Ayuwan Singh, A.A.G., Haryana.

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**JITENDRA CHAUHAN, J.**

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of mandamus directing the respondents to remove the encroachment in the Khasra No.197 and not to change the nature of land by way of raising construction and further restraining respondent No.3 from demolishing the temples situated on the aforesaid land.

Learned counsel for the petitioners states that at this stage, he would be satisfied, if a direction is issued to respondent No.2-Deputy Commissioner, Ambala to consider and decide the representation dated 02.09.2019 (Annexure P-4) expeditiously.

Heard.

A complete set of paper book has been handed over to Mr. Ayuwan Singh, A.A.G., Haryana in the Court today.

In view of the above, without advertng to the merits of the case, the present petition is disposed of with a direction to respondent No.2- Deputy Commissioner, Ambala to consider and decide the representation dated 02.09.2019 (Annexure P-4) in accordance with law within six weeks from the receipt of the certified copy of the judgment and if any encroachment is found, the same be removed after affording an opportunity of hearing to the parties. In case, on consideration, the competent authority reaches to the conclusion that the request made by the petitioners is admissible, in such eventuality, the consequential relief be allowed to them, within a period of six weeks thereafter. However, in case the competent authority feels that the request made by the petitioners is not admissible, in that case, a speaking order be passed in the matter.

15.11.2019

*ps-I***(JITENDRA CHAUHAN)**  
**JUDGE**

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