

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP-570-2020

Date of Decision: 10.1.2020

Mohamad Yakub and others

...Petitioners

Versus

State of Punjab and others

...Respondents

**CORAM:- HON'BLE MR. JUSTICE RAJAN GUPTA.
HON'BLE MR. JUSTICE KARAMJIT SINGH.**

PRESENT: Mr. Mohd. Salim, Advocate for the petitioners.

RAJAN GUPTA, J. (Oral)

Petitioners seek a writ in the nature of certiorari for quashing order dated 20.12.2019 (Annexure P-5) passed by respondent No.2. It has further been prayed that directions be given for rehabilitation of the petitioners.

Only contention raised by the petitioners is that they are having aadhaar, ration and voter cards to show that they have been in possession of their land for a considerable period. Admittedly they have no legal right to be in possession of the land. They also filed a civil suit before the court below which is pending. However, the application moved under Order 39 Rules 1 and 2 of the Code of Civil Procedure for stay of dispossession was dismissed vide order dated 22.7.2019. The authority has clearly mentioned that Government of India has already taken over possession of part of the

land under acquisition and the land has been declared as Extension Centre of National Skill Training Institute, Ludhiana for training/repair of heavy vehicle for construction sector/driving school and heavy vehicle/earth moving machinery has to be set up on the entire land, i.e., Plot A measuring 20 acres and Plot B measuring 26 acres.

In view of above, we find no ground to interfere in the writ jurisdiction as there is no infirmity in the order. As no policy for rehabilitation has been referred to, we do not intend to issue any direction in this regard.

Dismissed.

(RAJAN GUPTA)
JUDGE

January 10, 2020
gbs

(KARAMJIT SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No