

CWP No.17582 of 2020 (O&M)

Date of decision : 10.11.2020

Ritu Devi & ors.

..... Petitioners

versus

State of Haryana & others

..... Respondents

**CORAM : HON'BLE MR.JUSTICE AJAY TEWARI
HON'BLE MR.JUSTICE RAJESH BHARDWAJ**

Present :- Mr. Vikram Singh, Advocate
for the petitioners.Ms. Kushaldeep Kaur, Advocate for
Mr. Ankur Mittal, Addl. A.G., Haryana.Mr. Arvind Seth, Advocate
for respondents No.3.

AJAY TEWARI, J. (Oral)

On the last date the following order was passed :-

*“This writ petition has been filed for directing the respondents to remove illegal encroachment from the land of Haryana Shehri Vikas Pradhikaran (HSVP), Sector-32, Karnal on the ground that despite orders (Annexure P-3 and P-4) having been passed by the Estate officer and the District Magistrate no action has been taken.**We had issued notice of motion on 26.10.2020 to enable the learned State counsel to get instructions in this matter. He has told us that action could not be taken because of COVID-19 pandemic but when we ask him to when the action will be taken he is not in a position to give any affirm date.**In these circumstances, we direct respondents No.2, 3 and 5 to file specific affidavit about the time frame in which orders (Annexure P-3 and P-4) will be implemented.*

The case is adjourned to 10.11.2020.”

Today affidavit of Pradhuman Singh, HCS presently posted as Estate Officer, HSVP Karnal, in response to the order dated 30.10.2020 has been filed in which it has been admitted that large number of un-authorized jhuggi-jhopris are existing in the area but it has been stated that because of COVID and other related problems it would take some time to vacate the area of the encroachment. As per the affidavit the time which has been prayed is 'atleast six months'.

We find this to be delightfully vague. However, the points which had been raised in the affidavit cannot also be ignored.

In the circumstances, it is directed that the encroachments be removed on or before 31.03.2021 in accordance with law.

Petition stands disposed of with the above terms.

Since the main case has been decided, the pending Civil Misc. Application(s), if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

(RAJESH BHARDWAJ)
JUDGE

10.11.2020

pooja sharma-I

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No