

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

CWP-4189 of 2021
Date of decision 23.02.2021

Ramesh Kumar

...Petitioner

Vs.

State of Haryana and anr.

...Respondents

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI
HON'BLE MRS. JUSTICE ARCHANA PURI**

Present: Mr. Vikram Singh, Advocate
for the petitioner.

Ritu Bahri, J. (Oral)

By way of filing present writ petition, petitioner is seeking issuance of writ in the nature of mandamus directing the respondents to demarcate his land bearing Khasra No. 5848 min in view of application dated 08.01.2021 (P-6).

Learned counsel for the petitioner submits that the petitioner is in continuous possession of the disputed land and now the respondents are bent upon to demolish the construction of the petitioner. The petitioner has placed on record the revenue record (P-1 to P-6) to prove that he is owner of the land in dispute, as per his share of his predecessor namely Sadhu. The application of the petitioner has to be decided under Section 18 of HUDA Act.

Issue notice of motion

On asking of the Court, Mr. Hitesh Pandit, Addl.A.G. Haryana

and Mr. R.K. Sheoran, Advocate, accepts notice on behalf of respondent

No. 1-State and respondent No. 2 respectively. Let copy of the petition be sent to learned State counsel by learned counsel for the petitioner by today itself.

Without expressing any opinion on the merits of the case, the present petition stands disposed of by giving a direction to respondent No. 2 to decide the application dated 08.01.2021 (P-6), in accordance with law, within a period of two months from the date of receipt of certified copy of this order. However, the demarcation shall be carried out in the presence of the parties after giving them due notice.

(RITU BAHRI)
JUDGE

(ARCHANA PURI)
JUDGE

23.02.2021

G Arora

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No