

124 .

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

CWP-7035-2021

Date of Decision: March 25, 2021

SANJEEV

..... PETITIONER(s)

Versus

STATE OF HARYANA AND OTHERS

..... RESPONDENT(s)

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

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

Mr. Ashish Yadav, Addl. AG., Haryana.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to the outbreak of pandemic, COVID-19.

Petitioner had earlier filed CWP-32261-2018, which was disposed of as infructuous in view of affidavit dated 11.12.2019 of Duty Magistrate-cum-Naib Tehsildar, Sonapat, to the effect that all illegal encroachments stood removed from Khasra Nos.57 and 65 and said Khasra numbers are lying vacant.

Learned counsel for the petitioner submits that after passing of order dated 19.12.2019 (Annexure P-6) in CWP-32261-2018, filed by the petitioner, he was again constrained to approach the authorities as encroachment from the above said Khasra numbers had in fact not been removed and was still existing on the spot. It is submitted that for smooth running of the water course, removal of encroachment is necessary. Learned counsel states that Deputy Commissioner, Sonapat had directed DDPO,

Sonepat to take necessary action in this regard and petitioner also served legal notice dated 12.06.2020 (Annexure P-10) to the authorities but to no avail.

At this stage, learned counsel for the petitioner restricts his prayer for a decision on legal notice dated 12.06.2020 (Annexure P-10), in a time bound manner.

Notice of motion.

Mr. Ashish Yadav, Addl. A.G., Haryana, accepts notice on behalf of all the respondents. Advance copy of the writ petition stands served. Learned counsel for the State does not raise any serious objection to the limited prayer addressed by the petitioner.

Keeping in view the facts and circumstances of this case, but without any expression of opinion on the merits of the matter, this petition is disposed of with a direction to the competent authority to consider and decide legal notice dated 12.06.2020 (Annexure P-10), within a period of two months from receipt of certified copy of this order.

Petition is disposed of accordingly.

25.03.2021

Sunil

(LISA GILL)

JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No