

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

**CWP-13137-2021(O&M)
Date of decision: 20.07.2021**

Gurjeet Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms.Sonia G Singh, Advocate, for the petitioner

Ms. Sunint Kaur, AAG, Punjab

ANIL KSHETARPAL, J. (ORAL)

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

It is not in dispute that the petitioner's father has filed a civil suit against the Municipal Council Nabha, with respect to the property in dispute. After his death, the petitioner has been brought on record as one of the LRs. The petitioner now alleges that in violation of Chapter XIII Rule 13.1 of the Punjab Building Bye Laws, an entry gate is being constructed on the disputed property. The petitioner claims ownership on the basis of a sale deed dated 20.01.1981. In the civil suit, the petitioner's father has alleged that the Municipal Council, Nabha, wants to encroach upon the property in dispute. The learned counsel representing the petitioner admits that the dispute sought to be agitated in the writ petition can be adjudicated upon by the Civil Court.

Keeping in view the aforesaid facts, the petitioner is

relegated to the remedy before the Civil Court.

Disposed of.

All the pending miscellaneous applications, if any, also stand disposed of.

20.07.2021
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	Yes / No
Whether Reportable	Yes / No