

112 RA-CW-181-2021(O&M) IN CWP-11549-2021
BALWAN SINGH AND ANOTHER
VS
STATE OF HARYANA AND OTHERS

(Proceedings through Video Conferencing)

Present : Mr.Parveen Kumar Rohilla, Advocate
for applicant-respondent no.5.

CM-10674-2021

Prayer in this application is to place on record the order dated 12.07.2021 as Annexure A-1.

Application is allowed. Copy of order dated 12.07.2021 is taken on record as Annexure A-1, subject to all just exceptions.

RA-CW-181-2021

This application has been filed by applicant-respondent no.5 to review the order dated 12.07.2021 passed by this Court on the basis of demarcation report which was submitted to this Court in pursuance to the order dated 02.07.2021 passed by the Court. The demarcation was carried out on 07.07.2021 and according to the said demarcation report, the petitioners were found not to be in physical possession of khasra no.1621 (0-10) bearing khewat no.37 min, khatoni no.591 min. It is in pursuance to the said report that the order dated 12.07.2021 was passed by us. The applicant agrees that may be the petitioners are not personally in illegal possession of the gram panchayat land but his brother and nephew are in illegal possession of the gram panchayat land as per the said report which has been submitted to this Court by Tehsildar, Karnal, dated 07.07.2021.

We may clarify here that the order, which has been passed by us on 12.07.2021, was limited to the extent of petitioners in writ petition only and that too was passed upon the demarcation report which has been

placed on record. We want to clarify the position further here by asserting

that any person, who has been found in encroachment of gram panchayat land, would not be treated to have been covered by our order dated 12.07.2021 and it would be open to the competent authority to proceed against them, in accordance with law.

We do not find any ground for review of our order dated 12.07.2021.

With these observations / clarifications, the review application of the applicant is disposed of.

(AUGUSTINE GEORGE MASIH)
JUDGE

(ASHOK KUMAR VERMA)
JUDGE

August 16, 2021
Davinder Kumar