

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

**CRM-M-38768-2021
Date of decision: 17.09.2021**

Navtej Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Pawan Kumar, Advocate
for the petitioner.

(Through video conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for issuance of directions to official respondents to take appropriate legal action against respondent No. 5 for not removing his illegal encroachment from the road/street despite of issuance of instructions/notices (Annexures P-7 to P-9).

On the face of it, there is no role for the police authorities unless there is an order passed by a competent Court/authority for removal of the said encroachment. Moreover, the petitioner has alternative and efficacious remedies of filing a suit for mandatory injunction or filing a complaint under Section 156(3) Cr.P.C.

In view of the same, the present petition is disposed of with liberty to petitioner to avail his alternative remedy in accordance with law.

17.09.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No