

CWP-20251 of 2021

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

CWP-20251 of 2021
Date of Decision: 26.10.2021

Om Parkash

...Petitioner

Versus

State of Punjab and others

....Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE ASHOK KUMAR VERMA**

Present:- Mr. S.S. Khaira, Advocate, for the petitioner.
Ms. Ambika Bedi, AAG, Punjab.
Mr. Dhirinder Kamal Saldi, Advocate, for respondent No.6.

AUGUSTINE GEORGE MASIH, J. (ORAL)

In compliance with the order dated 05.10.2021 reply of respondent No.6 – Sarpanch, Gram Panchayat Basowal, Block Shri Anandpur Sahib, has been filed in Court wherein in paras 3 and 4 it has been stated as follows: -

“3. That in this regard the gram panchayat has convinced the private respondent nos.4 and 5 to remove the temporary encroachment made by them by putting a tin shed.

4. That aforementioned private respondents have removed the temporary encroachment from the panchayat land and now there is no encroachment over the spot. The gram panchayat has also passed a resolution dated 23-10-2021 to this effect. The latest photographs of the spot are attached herewith as annexures R6-1 and R6-2.”

On perusal of the photographs, which have been appended

CWP-20251 of 2021

along with short reply, it appears that the encroachments have been removed. Counsel for the petitioner also acknowledges the said fact.

In the light of the above, we dispose of the present writ petition having been rendered infructuous. However, it would be the duty and responsibility of the Sarpanch, Gram Panchayat Basowal Colony, Shri Anandpur Sahib, District Roopnagar, respondent No.6, as also the Block Development and Panchayat Officer, Shri Anandpur Sahib, to ensure that the area from where encroachment has been removed by the encroachers now is not re-encroached by them. In case of any effort on the part of private respondents to re-encroach the land is made, immediate necessary steps in accordance with law shall be initiated by the Sarpanch/Gram Panchayat.

(Augustine George Masih)
Judge

October 26, 2021
R.S.

(Ashok Kumar Verma)
Judge

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No