

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

117 (PROCEEDINGS THROUGH V.C.)

Civil Writ Petition No.21269 of 2021

Date of Decision: October 25th, 2021

Ashwani Kumar and another

...Petitioners

Versus

State of Punjab and others

...Respondents

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

Present: Mr. Randhir Singh Manhas, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this writ petition is to the order/notice dated 16.09.2021 (Annexure P-3) issued by the Block Development and Panchayat Officer, Dinanagar, whereby the petitioners have been called upon to evict from Khasra No.150 measuring 1 kanal, 2 marla which has been stated by the petitioners to have been allotted to the forefathers of the petitioners during the consolidation as the said plot was earmarked for *Lohar/Tarkhan* community. Forefathers of the petitioners came in possession of the said land and the possession continues till date of the petitioners. By way of the said impugned order/notice dated 16.09.2021 (Annexure P-3), petitioners apprehend forceful eviction from the plot in question.

Having considered the submissions made by the counsel for the petitioners as also the order/notice dated 16.09.2021 (Annexure P-3) issued by the Block Development and Panchayat Officer, Dinanagar, this Court is of the considered view that the said document is only a notice, which has been served upon the petitioners. It is apparent that the possession of the petitioners on the land in question is admitted by the respondents and, therefore, this Court is

sanguine that for dispossessing the petitioners, appropriate proceedings in accordance with law, would be initiated and petitioners have approached this Court prematurely and merely on the apprehension.

We do not find any ground to interfere in the present writ petition at this stage.

Disposed of accordingly.

(AUGUSTINE GEORGE MASIH)
JUDGE

October 25th, 2021

Puneet

(ASHOK KUMAR VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No