

...Petitioners

...Respondents

3. In reply, part of the case has been accepted and it has been stated that four portions of land totaling 693 square yards were under encroachment and it has been admitted that remaining construction is not under encroachment.

4. It is the claim of the petitioner that the portion of his house which has not been mentioned in the demarcation report and which exists in Khasra No.206//2/3 (0-14) and 9/1(0-8) is his ownership and consequently, no demolition can be carried out.

5. In view of the acceptance of these two factual aspects in the additional affidavits filed in Court today, the petition has to be allowed and the respondents have to be restricted to the areas, which as per demarcation report are under encroachment for demolition.

6. Accordingly, the petition stands allowed in the above terms and the impugned orders/notice are *set aside*.

(AJAY TEWARI)
JUDGE

(RAJESH BHARDWAJ)
JUDGE

25.01.2021
m. sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No