

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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Civil Writ Petition No.23725 of 2021
Date of Decision: December 7th, 2021

Gurdeep Singh and others

...Petitioners

Versus

Director, Rural Development & Panchayats, Punjab and others

...Respondents

**CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH
HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr. G.S. Nagra, Advocate
for the petitioners.

Ms. Monica Chhibber Sharma, Sr. Deputy Advocate General,
Punjab.

Mr. Amit Dhawan, Advocate
for respondent No.3.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Having considered the submissions made by the counsel for the parties and keeping in view the judgment dated 09.09.2021 passed by this Court in ***CWP No.17706 of 2021 titled as Gurmukh Singh Versus State of Punjab and others***, wherein identical orders as in the present case were passed and except for the date and difference in the parties, there was no distinction as such, we find the present case being covered by the ratio of the said judgment.

2. Counsel for the petitioners has referred to the judgment of the Hon'ble Supreme Court in ***Patram Versus Gram Panchayat Katwar & Ors. 2020 (2) R.C.R. (Civil) 180*** to contend that the land, which is mentioned as *shamlat patti* and if not used for any common purposes, would not be included in *shamlat deh* and, therefore, the order passed by the authorities is unsustainable. It has further been stated that an application was moved for deciding the issue with regard to the title in a petition, which has been

(Regulation) Act, 1961, for eviction of the petitioners, which has not been dealt with by the authorities.

3. These two contentions as have been raised by the counsel for the petitioner would not make much of a difference in the light of the fact that the issue with regard to the land being shown as *shamlat patti udhowal* has been dealt with by this Court in its judgment dated 09.09.2021, which aspect covers the ownership as well.

4. Finding no merit in the present writ petition, we, therefore, dismiss the same.

(AUGUSTINE GEORGE MASIH)
JUDGE

December 7th, 2021
Puneet

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No