

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

**CM-3852-CWP-2022 in/and
CWP-2409-2021 (O&M)
Date of Decision: August 30, 2022**

BHIM SEN AND ORS

..... Petitioners

Versus

STATE OF HARYANA AND ORS

..... Respondents

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MR. JUSTICE HARSH BUNGER**

Present: Mr.Arsh Aggarwal, Advocate for
Mr. Arvinder Arora, Advocate for the petitioners.

Mr. Amit Aggarwal, DAG, Haryana.

Mr. Divyam Singh, Advocate for
Mr. Vikram Singh, Advocate for respondents No. 10 to 18, 21 to 36.

Mr. Pranjal P. Choudhary, Advocate for
Mr. R.K. Saini, Advocate for respondents No. 19 and 20.

LISA GILL, J.

CM-3852-CWP-2022

Prayer in the application is for preponment of hearing of this petition.

Notice of the application.

Mr. Amit Aggarwal, DAG, Haryana accepts notice on behalf of
respondent – State. Mr. Divyam Singh, Advocate for Mr. Vikram Singh,
Advocate accepts notice on behalf of respondents No. 10 to 18, 21 to 36 and

Mr. Pranjal P. Choudhary, Advocate for Mr. R.K. Saini, Advocate accepts notice on behalf of respondents No. 19 and 20.

Learned counsel for the respondents do not raise any objection to the prayer addressed.

Accordingly, hearing of the petition is preponed from 09.09.2022 for today itself.

Application is, accordingly, disposed of.

CWP-2409-2021 (O&M)

Prayer in the application is for directing respondents No. 3 and 4 to provide police help to get vacated the land bearing khasra No. 25//19/1, 20/2, 21 (min), 22 and 25/1 owned by Gram Panchayat Bhareri Kalan, alleged to be illegally possessed by some inhabitants as the land has been selected for construction of community centre by resolution dated 14.07.2019 passed by Gram Panchayat, Bhareri Kalan.

Learned counsel for the State was directed on 12.07.2022 to seek instructions as to whether proceedings under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 (for short – ‘the Act’) have been initiated against the alleged illegal occupants of Gram Panchayat land.

Learned counsel for the State, on instructions from Sh. Sanjay Tank, BDPO, Naraingarh, District Ambala, informs that necessary action i.e. petition under Section 7 of the Act has been filed against the alleged illegal occupants i.e. respondents No. 11 to 36 and necessary steps are being taken for removal of illegal encroachment from the Gram Panchayat land.

Keeping in view the facts and circumstances, present petition without any expression of opinion on the merits of the matter is disposed of with a direction to competent authority to decide petition under Section 7 of the Act expeditiously and definitely within three months from the date of receipt of certified copy of this order, in accordance with law, after affording opportunity of hearing to all concerned parties. Till then, nature of property be not changed by the respondents.

**(LISA GILL)
JUDGE**

August 30, 2022
Rts

**(HARSH BUNGER)
JUDGE**

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