

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

CWP-2515-2022

Date of decision : 10.02.2022

(Proceedings through V.C.)

Nirmal Singh and others

.....Petitioners

Versus

Director, Rural Development and Panchayat, Punjab and others

....Respondents

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

Present: Ms. Sarika Gupta, Advocate for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioners have approached this Court praying for quashing of the order dated 11.01.2022 (Annexure P-7), passed by the District Magistrate Rupnagar, in pursuance to the report of the Block Development and Panchayat Officer, Morinda.

On perusal of the report, it is apparent that the petitioners have already availed of the remedy of approaching the Civil Court by way of filing a suit for permanent injunction restraining the defendants which includes the Gram Panchayat and their agents from interfering into the peaceful possession of the plaintiff in the plot which is alleged to have been owned by the petitioners. The said suit was filed in the year 2020, wherein reply has also been filed by the Gram Panchayat. It appears that since the

petitioners have not got any interim relief from the said Court, the authorities have proceeded to pass the order dated 11.01.2022 (Annexure P-7).

By way of the present writ petition, petitioners intend to get a relief which has not been granted by the Civil Court. The Court in the above given facts and circumstances of the case, finds the process of initiation of the present writ petition as misuse of the process of the Court and therefore, dismiss the present writ petition with Rs.10,000/- as costs to be deposited with the High Court Lawyers' Welfare Fund.

(AUGUSTINE GEORGE MASIH)
JUDGE

February 10th, 2022
ps-I

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No