

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

Sr. No. 121

**Civil Writ Petition No.4813 of 2022 (O&M)
Date of Decision : March 23, 2022**

Arif Mohammad

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Krishan Singh, Advocate, for the petitioner.

Mr.Vineet Chaudhary, Advocate for Caveator-respondent No.6.

SUDHIR MITTAL, J. (ORAL)

CM-4165-CWP-2022

This application has been filed for placing on record Annexures R-6/1 to R-6/5.

For the reasons stated therein, the same is allowed and aforementioned annexures are taken on record.

CWP-4813-2022

The petitioner was appointed as Chowkidar but the appointment has been set aside in appeal filed by the private respondent. The reason given is that he was in unauthorized possession of Panchayat land.

Learned counsel for the petitioner has submitted that the finding is erroneous. Order of eviction dated 09.02.2017 shows that the petitioner had made a statement before the concerned District Collector Ist Grade that he was not in unauthorized possession of Panchayat land and that wrong entries have been made in the revenue record.

The argument cannot be accepted. The same was rejected by the Assistant Collector Ist Grade also. Vide order dated 09.02.2017, the petitioner was ordered to be evicted and thus, the Commissioner was justified in holding that being in unauthorized possession of Gram Panchayat land, he is not suitable for being appointed Chowkidar.

In view of the above, the writ petition has no merit and is dismissed.

March 23, 2022

Ankur

**(SUDHIR MITTAL)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No