

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

114

CWP-4921-2022.

Date of Decision: 21.04.2022.

Rajvir Singh

....Petitioner.

Versus

State of Haryana and others

....Respondents.

**CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH
HON'BLE MR. JUSTICE LALIT BATRA**

Present: Mr. Manoj Kaushik, Advocate for the petitioner.

Mr. Parveen Mehta, Advocate for respondents No.2 and 3.

Amol Rattan Singh, J. (Oral)

By this petition, the petitioner seeks issuance of a direction to the respondents not to interfere in the premises of the petitioner, i.e. a Milk Dairy, situated in a plot of 100 square yards having a temporary structure comprising in Mustil No.91 Killa No.24/2(2-9) of the Revenue Estate of Village Badkhal, Tehsil and District Faridabad, as the officials of the respondents (HUDA) are attempting to demolish the same without issuing the mandatory notice under Section 18 of the Haryana Urban Development Authority Act, 1977 (as alleged).

The petitioner is stated to be running the said milk dairy for the last 15 years with the said plot/premises purchased by him, vide an agreement dated 02.01.2006 (Annexure P-1), from the previous owner, Sarjit Singh.

On 11.03.2022 the following order had been passed by this court:-

“Counsel seeks time to place on record documents/relevant material which would conclusively establish title/ownership of the petitioner on the parcel of land in question ad measuring 100 sq. yards comprised in Mustil No.91 Killa No.24/2(2-9) of the Revenue Estate of Village Badkhal, Tehsil and District Faridabad.

List on 21.04.2022.”

Counsel for the petitioner has not placed on record any document to show ownership of the petitioner over the property in question, with learned counsel submitting that other than the documents already annexed therewith, he has no other proof.

That being so, we would find no ground to entertain the petition which is consequently dismissed.

Naturally, if the petitioner has any civil remedy available to him in law to establish his title over the land in question, he would be always at liberty to avail of it.

Any such suit filed would be decided on its own merits.

(AMOL RATTAN SINGH)
JUDGE

(LALIT BATRA)
JUDGE

21.04.2022

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