

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

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Civil Writ Petition No.8322 of 2022
Date of Decision: July 20th, 2022

Ramanand and others

...Petitioners

Versus

State of Haryana and others

...Respondents

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

Present: Mr. J.P. Jangu, Advocate
for the petitioners.

Mr. Parvinder Chauhan, Additional Advocate General,
Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

In compliance with the order passed by this Court on 17.05.2022, status report by way of affidavit dated 18.07.2022 of the Block Development and Panchayat Officer, Narnaund, District Hisar, has been filed in Court, which is taken on record. Copy thereof has been supplied to the counsel for the petitioners.

In para 2, it has been mentioned that in the FIR which was registered against the persons, who have re-encroached upon the Gram Panchayat land, bail has been granted by the Court vide order dated 18.05.2022. In paras 4 and 5, it has been stated as follows:-

“4. That, it is further submitted that this office had sought for deputation of Duty Magistrate for taking eviction proceedings against the encroachers for 11th and 12th of July and then again for 17th, 18th and 19th of July. Finally, on dated 18.07.2022 the possession of the compound including the donation box of the temple has been taken by the Gram Panchayat administration.

5. *That vide letter No. 100/reader dated 15.07.2022 (Annexure R-4) Naib Tehsildar, Kheri Jalab, Tehsil Narnaund, reported that shamlat land surrounding the temple are vacant and there are no habitation or houses constructed around temple and a pond was found near the temple which is used for drinking purpose of livestock animals. It is further submitted that after the taking over of the temple compound again on 18.07.2022 and in the light of the fact that no obstruction of any kind is present in movement of public at large around temple in different directions no structure is required to be altered or removed. In view of the above facts and action taken it is humbly submitted that the orders of the Hon'ble High Court have been duly complied with."*

In the light of the above, the orders having been fully complied with, we dispose of the writ petition by making an observation that in case re-encroachment is permitted to be carried out on the land in question without there being an order by the competent authority granting such permission, the Block Development and Panchayat Officer and the Panchayat Secretary, Narnaund, shall be held personally responsible for the said encroachment.

(AUGUSTINE GEORGE MASIH)
JUDGE

July 20th, 2022
Puneet

(SANDEEP MOUDGIL)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No