

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

Sr. No.134

Civil Writ Petition No.9676 of 2022

Date of Decision : May 09, 2022

Rahul Sharma

...Petitioner

Versus

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Amar Vivek Aggarwal, Advocate,
for the petitioner.

SUDHIR MITTAL, J. (ORAL)

The case of the petitioner is that they are in permissive possession of the land of the Railways and thus, order of eviction passed under The Public Premises (Eviction of Unauthorized Occupants) Act, 1971 (hereinafter referred to as the Act) was illegal. The petitioner also deserves to be rehabilitated since he has been in possession for over 50 years and similar directions have been issued by the Supreme Court in cases relating to Gujarat and Faridabad.

Notice of motion.

Mr. Arun Gosain, Advocate accepts notice on behalf of the respondents and waives service.

Admittedly, statutory appeal has not been filed and thus, I deem it appropriate to relegate the petitioner to avail equally efficacious and alternative remedy of appeal within 10 days from today. If an appeal is filed

The writ petition stands disposed of.

(SUDHIR MITTAL)
JUDGE

JUDGE

Yes/No

Yes/No