

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

Sr. No.128

CWP-11672-2022 (O&M)

Date of decision : 27.05.2022

Kuldeep Singh and another

..... Petitioners

VERSUS

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. R.S. Sohi, Advocate, for the petitioners.

SUDHIR MITTAL, J. (Oral)

Admittedly, the land in respect of which the writ petition has been filed is a public passage. Thus, the petitioners have been ordered to be evicted therefrom and appeal has failed.

Learned counsel for the petitioners submits that the petitioners were not in possession of the said land and thus, the order of eviction is illegal.

If, the petitioners were not in possession then they can have no grievance against the order of eviction.

Faced with this situation, learned counsel for the petitioners submits that taking shelter of the order of eviction, the petitioners are sought to be evicted from adjoining property. The oral submission in this regard cannot be accepted as the record does not support the submission. If, it is actually so, the petitioners have the remedy of getting their land demarcated.

The writ petition has no merit and is dismissed.

**(SUDHIR MITTAL)
JUDGE**

27.05.2022

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No