

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP No. 15406 of 2020(O&M)

Date of Decision:12.12.2022

Gram Panchayat Village Sotal and another

.....Petitioners

Versus

State of Punjab and others

..... Respondents

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

HON'BLE MRS. RITU TAGORE

Present: Mr. S.S.Siao, Advocate
for the petitioners.

Mr. K.S.Kang, Sr. DAG., Punjab.

LISA GILL, J(Oral).

Prayer in this writ petition is for directing the respondents to remove illegal possession over the Gram Panchayat land as alleged. In this respect, petitioner is stated to have filed applications dated 15.07.2019, Annexure P-3 and 30.12.2019, Annexure P-4, but no action thereon is stated to have been taken.

Learned counsel for the respondent-State while referring to reply dated 24.06.2021, filed on behalf of respondents no. 1 to 5, submits that this writ petition is rendered infructuous as possession of the land in question was taken and handed over to petitioner-Gram Panchayat.

Para 5 of preliminary submissions of reply dated 24.06.2021, reads as under:-

“That after getting demarcation of the land done on 13.10.2020 and again on 19.01.2021, the possession of the shamlat land in

question to the Petitioner no.1- Gram Panchayat Village Sotal, was handed to petitioner no.1 on dated 04.02.2021. Further, the bidding money of the standing crop (wheat) on the said land amounting to Rs. 55,000/- was also collected and deposited on dated 13.04.2021. A copy of the Proceedings dated 12.04.2021, endorsing the delivery of possession and terms of bidding of the standing crop is annexed herewith as Annexure R-4/3. A copy of receipts dated 13.04.2021 regarding the payments of standing crop on the land (wheat) are annexed herewith as Annexure R-4/4, Annexure R-4/5, Annexure R-4/6 and Annexure R-4/7. Therefore, since the petitioner no.1-Gram Panchayat is in possession of the shamlat land, the *lis* in the present writ petition has been rendered infructuous and deserves to be dismissed on the above grounds.”

Learned counsel for the petitioners is unable to deny the abvoesaid factual position.

Keeping in view the facts and circumstances as above, this writ petition is disposed of as infructuous in view of the specific stand of respondent no.4.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

December 12, 2022.
s.khan

Whether speaking/reasoned : Yes/No.

Whether reportable : Yes/No.