

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

108

**CWP-26744-2019(O&M)
Date of decision:07.03.2022**

Om Parkash

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Ashok Tyagi, Advocate,
for the petitioner.

Mr. Samarth Sagar, Additional Advocate General, Haryana

ANIL KSHETARPAL, J (Oral)

The learned counsel representing the petitioner contends that the petitioner's encroachment on the *phirni* (passage) has already been removed. However, he contends that the petitioner has been discriminated as there are various other persons, who are in the illegal possession of the passage.

Keeping in view the aforesaid facts, the petitioner, if so advised, may avail an alternative remedy as the persons alleged, to be in the illegal possession of the passage, are neither party nor the disputed questions of fact can be decided in a writ petition.

Disposed of accordingly.

All the pending miscellaneous applications, if any, are also disposed of.

**March 07, 2022
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**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No