

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

**CWP-23625-2022**

**Date of Decision:** November 23, 2022

**JARNAIL SINGH**

..... Petitioner

**Versus**

**DIRECTOR, RURAL DEVELOPMENT AND PANCHAYAT,  
PUNJAB AND OTHERS**

..... Respondents

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL  
HON'BLE MRS. JUSTICE RITU TAGORE**

Present:     Mr. Daman Jeet Bhoriwal, Advocate for the petitioners.

Mr. Sandeep Jain, Addl.AG, Punjab.

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**LISA GILL, J.**

Prayer in this writ petition is for directing the competent authority to remove encroachment/illegal possession over the Gram Panchayat passage/rasta of village Bholuwala, District Ferozepur.

Learned counsel for the State, on instructions from Sh. Vipin, BDPO, Block Ghall Khurd, District Ferozepur submits that petition under Section 7 of the Punjab Village Common Lands (Regulation) Act, 1961 (for short – ‘PVCL Act’) has been filed against Kala Singh and one Kasham Singh, who were found to be in illegal possession of the area in question. Further, demarcation is being carried out, keeping in view the allegations of the petitioner that one Karnail Singh was also in illegal possession of the passage. Demarcation shall be carried out within the next one week and in case Karnail Singh or any other person is found to be in illegal possession

of rasta/passage in question, necessary petition under Section 7 of the PVCL Act shall be filed within three weeks of demarcation.

Keeping in view the statement made by learned counsel for the State before us today, we find no necessity for continuance of the present proceedings.

Writ petition is, accordingly, disposed of with a direction that demarcation of the area be carried out within the stipulated time as stated before us and in case, any person is found to be in illegal occupation of the Panchayat passage, necessary petition seeking eviction be filed within the next three weeks of demarcation. It is further directed that pending petitions under Section 7 of the PVCL Act be decided by the competent authority expeditiously in accordance with law after affording due opportunity of all concerned and definitely within the next three months. Any further petition if filed be decided in accordance with law after affording of opportunity to all concerned within four months of filing thereof.

**(LISA GILL)**  
**JUDGE**

**(RITU TAGORE)**  
**JUDGE**

**November 23, 2022**

rts

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No