

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

150

**CWP-26107-2022
Date of decision: 16.11.2022**

SATISH KUMAR AND ORS

..Petitioners

Versus

STATE OF HARYANA AND OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Mukesh Yadav, Advocate
for the petitioner.

Mr. J.S. Pannu, AAG, Haryana.

ANIL KSHETARPAL, J(Oral)

Admittedly, one of the petitioner filed a suit for declaration claiming that the land has never been acquired for the construction of the road. The aforesaid suit was dismissed on 15.11.2016 after finding that the land was acquired in 1987. The first appeal against the aforesaid judgment has been dismissed. The petitioners pray for issuance of a writ in the nature of mandamus to direct the respondents to decide the legal notice dated 27.12.2021. In substance the petitioners claim that a road has been constructed on their land measuring 1 kanal 2 marla without proper acquisition. Though, the copy of the judgment dated 15.11.2016 has not been made the part of the paperbook, however, the learned counsel representing the petitioner on the request of the Court has produced the same. He does not dispute the correctness of the aforesaid facts.

Keeping in view the aforesaid findings of the Civil Court, the writ petition filed by the petitioners is wholly misconceived.

Consequently, the present petition is dismissed.

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

November 16th, 2022

(ANIL KSHETARPAL)

Ay

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No