

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

CWP-1166-2020

Date of decision : 15.09.2023

Sunil Kumar

.....Petitioner

versus

State of Haryana and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Satbir Singh Gill, Advocate
for the petitioner.

Mr. Rajneesh Chadwal, AAG, Haryana.

Mr. N.S. Dhillon, Advocate
for respondent No.5.

Mr. P.K. Ganga, Advocate
for respondent No.7.

Mr. Shailender Kashyap, Advocate and
Mr. Ajay Sharma, Advocate with
Mr. Sumeet Sharma, Advocate
for respondent No.8.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for issuance of direction to respondents No.1 to 4 to get the demarcation done of the Panchayat land in view of the recommendation of letter No.75 dated 11.01.2019 (Annexure P-4). Further prayer has been made to issue direction to respondents No.1 to 4 to take appropriate action in accordance with law in view of Inquiry Report dated 19.04.2018 (Annexure P-1); recommendation/instructions dated 11.01.2019 (Annexure P-4); directions/instructions dated 08.02.2019 (Annexure P-6); letter dated 08.02.2019 (Annexure P-7) and letter dated 07.08.2019 (Annexure P-10)

against respondents No.5 to 8 for their corrupt practices detrimental to the interests of the Gram Panchayat especially in view of the fact that respondents No.5 to 8 time and again are being shielded and protected by respondents No.1 to 4 even for the serious allegations involving moral turpitude, under the political compulsions, and the action as per the provisions contained in the Haryana Panchayati Raj Act, 1994 and the rules framed thereunder is not being taken for the reasons best known to the respondents.

Learned State counsel, on instructions, has submitted before this Court that the BDPO Sirsa has sent his report in the petition wherein it has been informed that necessary report from the Sarpanch and the Gram Sachiv, Gram Panchayat, Khairka has been received. It has been found that the Gram Panchayat has the possession over the *shamlat* land and presently, Gawshala has been constructed at that place. It is also submitted that the boundary has also been made. Thus, Gram Panchayat is the owner and has the possession of the land whose demarcation has been prayed for to be done.

In view of the above, present petition is disposed of as infructuous as grievance of the petitioner has already been redressed. However, petitioner is at liberty to pursue his remedies in case any cause of action arises to him.

(RAJESH BHARDWAJ)
JUDGE

15.09.2023
m. sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No