

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

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CWP-2120-2021 (O&M).
Date of Decision: 07.08.2023.

MOHAR SINGH

.. Petitioner

Versus

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Satir Singh Gill, Advocate,
for the petitioner.

Mr. Pankaj Mulwani, DAG, Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

The present writ petition had been filed for seeking issuance of directions to the respondents to take a decision on the representation dated 12.01.2021 (Annexure P-7) expeditiously and also to provide police assistance for removal of illegal and unauthorized encroachment over one acre of Panchayat land.

Separate replies on behalf of respondents No.1 to 3 and 6 by way of affidavit of Vishal Bajwan, Block Development and Panchayat Officer, Nathusari Chopta, District Sirsa, as well as on behalf of respondents No.4 and 5 by way of affidavit of Jagat Singh, HPS, Deputy Superintendent of Police, Sirsa, filed today in the Court are taken on record. Copies thereof have been supplied to the learned counsel for the petitioner.

It has been specifically averred in the aforesaid reply filed on behalf of respondents No.1 to 3 and 6 that the Gram Panchayat vide

resolution No.1 dated 19.07.2022 has resolved for the appointment of Duty Magistrate and removal of illegal possession of private respondent No.7 from Panchayat land. The S.D.M. Sirsa, vide letter No.175/peshi dated 17.03.2023 has appointed Block Development and Panchayat Officer, Nathusari Chopta, District Sirsa, as Duty Magistrate on 20.03.2023 for removing illegal possession of private respondent No.7 from the land of Panchayat and the Panchayat land has been vacated and possession has been handed over to the Panchayat. The said fact has been affirmed vide Resolution No.2 dated 20.03.2023 passed by the Gram Panchayat. The possession of the one acre of land having already been restored to the Gram Panchayat, respondent No.7 is no more in possession of the said land. Similar averment has also been made in the reply filed by Jagat Singh, HPS, Deputy Superintendent of Police, Sirsa on behalf of respondents No.4 and 5.

In view of the aforesaid, there is no subsisting grievance which survives for adjudication by this Court.

The present petition is accordingly disposed of as having been rendered infructuous.

August 07, 2023
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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