

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

CWP-12196-2022

Date of decision: 12.01.2023

KAPOOR SINGH

...Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

**CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR
HON'BLR MR. JUSTICE KULDEEP TIWARI**

Present: None for the petitioner.

Mr. Paramjit Batta, Addl. A.G. Punjab.

SURESHWAR THAKUR, J. (ORAL)

1. The writ petitioner raised a grievance, and, which becomes carried in Annexure P-7. A reading of Annexure P-7 which becomes addressed to the Authorities concerned, discloses that an encroachment had occurred, at the instance of the respondents concerned, upon a common passage measuring 8 marlas. The said echoing in representation Annexure P-7 became accompanied by a demarcation report drawn on 16.11.2012, and, to which Annexure P-2 is assigned.

2. When the instant matter came up before this Court on 01.11.2022, the hereinafter extracted directions were made, upon the respondents concerned.

“xxx

Status report in terms of order dated 31.05.2022 has not been filed. Status report be filed before the next date of hearing, failing which Deputy Commissioner, Pathankot – respondent no.3 to remain present in Court on the next date of hearing.

xxx”

3. The above made order by this Court on 01.11.2022 has been complied with by the respondents concerned.

4. A perusal of paragraph 6 of the status report, contents whereof becomes reproduced hereinafter discloses, that the encroached upon writ khasra number, is now free from all encroachment, and, that hence it has been restored as a gair mumkin rasta, whereons, the villagers concerned, may make trudgings.

“6. That, accordingly, the Gram Panchayat Village Saharanpur, Tehsil and District Pathankot i.e. the respondent No.5 has passed the resolution dated 23.12.2022, wherein it is stated that the demarcation of the land of path has been conducted by the Revenue Officials in the presence of the owners of the adjoining land of path i.e. Khasra no.76 and the identification marks have been installed at the both sides of the path, which have been accepted by all the persons present on the spot and the path has been made operational at the spot. A true translated copy of the resolution dated 23.12.2022 is being annexed herewith as Annexure R-4/2T and its true copy as Annexure R-4/2.”

5. In view of the above made order by this Court rather becoming complied with, and, also with the grievance ventilated in the representation Annexure P-7 becoming completely redressed, thus, nothing survives in the writ petition, and, the same is closed.

6. Disposed of.

(SURESHWAR THAKUR)
JUDGE

12.01.2023

Ithlesh

(KULDEEP TIWARI)
JUDGE

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